

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M No.20699 of 2016
Date of decision: 10th August, 2016

Monu @ Mohan

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present: Mr. Ramandeep, Advocate for the petitioner.
Mr. C.S. Brar, Dy. Advocate General, Punjab.

FATEH DEEP SINGH, J (ORAL)

Allegations against the petitioner Monu @ Mohan in this anticipatory bail petition under Section 438 Cr.P.C. are that on a written complaint addressed to SSP alleging that on the pretext of recruiting son of the complainant in the Punjab Police, accused Chamkaur Singh, Jassi @ Jaswinder Singh and Rajiv Sharma @ Rajinder Sharma and a woman in connivance with the present petitioner had duped the complainant of sum of ₹3.35 lacs.

Contentions of the learned counsel for the petitioner that there is no specific role attributed to the petitioner and alleged offence if any does not specify to whom it is attributed and has rather taken refuge that the petitioner had earlier filed a complaint against the present complainant Parminder Singh and the present case has been registered only as a counterblast.

Keeping in view these allegations that nothing apparently is sought to be recovered and even learned State counsel has readily accepted that there is no such mention in the investigations regarding any document so projected to have been handed over to the accused by the complainant side and therefore, in the absence of any such apparent allegations impels this Court to allow the prayer made.

In the event of arrest, petitioner is ordered to be released on bail to the satisfaction of the Arresting Officer till submission of report under Section 173 Cr.P.C. (challan). He shall continue to join investigation. Petitioner shall furnish an undertaking that he shall abide by the conditions specified under Section 438 (2) Cr.P.C. Thereafter, petitioner will be permitted to furnish regular bail bonds to the satisfaction of the trial Court.

(FATEH DEEP SINGH)
JUDGE

August 10, 2016

rps

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No