

CRM-M-24696-2016

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

CRM-M-24696-2016

Date of Decision: 18.10.2016

Jasbir Singh Thind

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Paramjit Singh Jammu, Advocate,
for the petitioner.

Ms. Shivali, AAG, Punjab.

INDERJIT SINGH, J.

Petitioner has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.46 24.05.2016, registered at Police Station Raja Sansi, District Amritsar, under Sections 420, 406 and 120-B of the Indian Penal Code.

Notice of motion was issued. Learned State counsel put in appearance on behalf of the respondent-State and contested this petition.

I have heard learned counsel for the petitioner as well as learned State counsel and have gone through the record. Police record is also available.

From the record, I find that as per the prosecution version, the petitioner induced the complainant on the pretext that they have to deposit the college fee i.e. ₹8,02,680/- at Australia.

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Learned counsel for the petitioner stated that an amount of ₹4,41,000/- has been returned to the complainant by the University and the remaining amount has been deducted as per the rules being 30% and change in the currency rate of the dollar.

In pursuance of the interim order dated 05.08.2016 passed by this Court, the petitioner has already joined the investigation, as stated. He is now not required for custodial interrogation.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case and no useful purpose will be served by sending the petitioner to custody, I find merit in this petition and the same is allowed. The order dated 05.08.2016, granting interim bail to the petitioner, is made absolute. However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions of Section 438 (2) Cr.P.C.

18.10.2016

parveen kumar

**(INDERJIT SINGH)
JUDGE**

Note:	Whether speaking/reasoned	:	Yes
	Whether reportable	:	No