

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

204

CRM-M-28394-2015

Date of Decision: February 1, 2016

KASHMIR SINGH

.....PETITIONER

VERSUS

STATE OF PUNJAB & ANR

.....RESPONDENTS

CORAM:- HON'BLE MR. JUSTICE M.M.S.BEDI

Present: Mr.Mansur Ali, Advocate for the petitioner

Ms.Harpreet K. Athwal, DAG, Punjab

Mr.S.S.Khaira, Advocate for the complainant

M.M.S.BEDI, J.(Oral)

Petitioner seeks concession of pre-arrest bail registered at the instance of Mange Ram alleging that the petitioner in connivance with his son and daughter-in-law duped the complainant Rs.4,40,000/- on the pretext of sending his daughter-in-law to Australia on study visa. As per the allegations a sum of Rs.2,83,000/- has already been returned to the complainant.

Counsel for the petitioner has stated that he has got instructions to state that petitioner is ready to compensate the complainant for the alleged offence. In order to show his bona fide a sum of Rs.1,00,000/- by way of bank draft in the name of Registrar General of this Court has been offered.

I am satisfied with the bona fide shown to settle the controversy.

Without expression of any opinion on merits and taking into consideration the fact that the petitioner has joined investigation and has offered to compensate the complainant, this petition is allowed. It is ordered that the petitioner will be released on bail on his furnishing bail

bonds/surety bonds to the satisfaction of the arresting officer in the event of his arrest in this case subject to the following condition:-

- 1) that the petitioner will join investigation as and when required,;
- 2) that the petitioner will not commit the similar offence during the pendency of the trial;
- 3) that the petitioner, as agreed, will hand over a sum of Rs.1,00,000/- in the shape of bank draft in the name of complainant to the investigating Officer on 20.2.2016.

In case of violation of any of above said condition, it will be open to the complainant to approach this Court for cancellation of bail after 23.2.2016.

Nothing said in the order will prejudice the rights of the complainant to recover any amount due from the petitioner.

February 1, 2016
TSG

(M.M.S.BEDI)
JUDGE