

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

CRM-M No. 36833 of 2015 (O&M)

Date of Decision: 22.03.2016

Kulwinder Singh and Another

..... Petitioners

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Gurmeet Singh Saini, Advocate
for the petitioners.

Mz. Rimplejeet Kaur, Assistant Advocate General, Punjab
for the respondent/State assisted by ASI Baljinder Singh.

JASWANT SINGH, J. (ORAL)

Prayer in this petition under Section 438 of the Code of Criminal Procedure, is for grant of anticipatory bail on behalf of the accused persons, namely, Kulwinder Singh (petitioner No. 1 herein) and Anil Kumar Adwani (petitioner No. 2 herein) in case FIR No. 191, dated 26.09.2015, for offences punishable under Sections 420, 120-B of the Indian Penal Code, registered at Police Station City Ferozepur, District Ferozepur.

Petitioner No. 1-Kulwinder Singh was working as Manager and petitioner No. 2-Anil Kumar Adwani was working as Clerk with MGK Company involved in collecting of money from the people of area and depositing them in FDRs and, thereafter, doubling their amounts on the maturity period of such FDRs. Since neither the money was returned nor doubled, leading to the recording of the aforesaid FIR against the owners of the company, as also its employees.

Upon notice, a reply dated 19.03.2016 by way of affidavit of Shri Hardial Singh Mann, SSP, District Ferozepur, has been filed in

Court, which is taken on record. A perusal of the same reveals that the modus operandi adopted by all the accused persons in defrauding the public of huge amounts of money. In the said reply, however, there are no serious allegations of involvement of petitioner No. 2-Anil Kumar Adwani in the face of active specified role of petitioner No. 1-Kulwinder Singh.

At this stage, learned counsel for the petitioners prays for permission to withdraw the prayer for pre-arrest on behalf of petitioner No. 1-Kulwinder Singh.

Prayer is accepted.

Learned State Counsel, assisted by ASI Baljinder Singh, submits that petitioner No. 2 (Anil Kumar Adwani) has since joined the investigation and his custodial interrogation is no longer required.

In view of above, interim bail granted to petitioner No. 2 (Anil Kumar Adwani) vide this Court's order dated 26.11.2015, is made absolute.

Petition qua petitioner No. 1 (Kulwinder Singh) stands dismissed as withdrawn.

March 22, 2016

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(JASWANT SINGH)
JUDGE