

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM No. M-41201 of 2015 (O&M)

Date of Decision: 03.03.2016

Amar Singh

...Petitioner

Versus

State of Punjab

... Respondent

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA

Present:- Mr. Amardeep Singh Mann, Advocate,
for the petitioner.

Mr. K.D.Sachdeva, Additional A.G.Punjab.

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

TEJINDER SINGH DHINDSA. J (ORAL)

This order shall dispose of the present petition filed under Section 438 Cr.P.C. seeking concession of pre-arrest bail to the petitioners in case FIR No.78 dated 01.10.2015 under Sections 420 and 120-B of Indian Penal Code (for short 'IPC'), registered at Police Station City Budhlada, District Mansa.

While issuing notice of motion, the following order was passed by this Court on 18.12.2015:-

*“Learned counsel for the petitioner relies upon **CRM-M-37602 of 2015** to contend that petitioner Amar Singh is the father of main accused Ranjit Singh and the other co-accused, namely, Gurmail Kaur and Daljit Kaur have already been granted interim bail by this Court vide order dated 3.11.2015 passed in the aforesaid case.*

Notice of motion for 25.1.2016.

In the meanwhile, in the event of arrest of petitioner, he shall be released on ad-interim bail to the satisfaction of the arresting officer. He shall join the investigation as and when directed by the investigating agency and shall abide by the terms and conditions laid down under Section 438(2) Cr.P.C.

To be heard along with CRM-M-37602 of 2015.”

Learned State counsel upon instructions from ASI Kulwant Singh would apprise the Court that petitioner has since joined investigation.

That apart perusal of the FIR would reveal that the allegations with regard to misappropriation of money on the pretext of sending the complainant abroad are primarily targeted against Ranjit Singh who has since surrendered and presently is in custody.

Under such circumstances, custodial interrogation of the present petitioner would not be warranted.

Present petition is allowed. Order dated 18.12.2015, passed by this Court, is made absolute.

Disposed of.

03.03.2016

vandana

**(TEJINDER SINGH DHINDSA)
JUDGE**