

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

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CRM-M-4825-2016

Date of Decision: March 30, 2016

OM PARKASH @ KAKA SINGH

.....PETITIONER

VERSUS

STATE OF PUNJAB

.....RESPONDENT

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

Present: Mr.K.S.Chaudhary, Advocate for the petitioner.

Mr.Jashan Preet Singh, AAG, Punjab.

Mr.K.S.Mamrat, Advocate for the complainant.

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

The petitioner apprehends arrest in a case registered at the instance of Malkiat Singh alleging that the petitioner has duped the complainant for a sum of Rs.1.5 lacs received on the pretext of sending son of the complainant abroad.

Counsel for the petitioner placed reliance on receipt Annexure P-2 indicating that Gurpreet Singh son of Kuldeep Singh had received a sum of Rs.1 lac from Om Parkash. Gurpreet Singh happens to be son of Kuldeep Singh who happens to be brother of Malkiat Singh.

After hearing counsel for the petitioner and complainant it appears that dispute is regarding money transaction between the parties. Petitioner has joined investigation. It does not appear to be a case of custodial interrogation to get the money recovered from the petitioner and to be handed over to the complainant.

Without any prejudice to the rights of the complainant to recover the money, if any, this petition is allowed. It is ordered that in case of arrest of the petitioner, he will be released on bail to the satisfaction of the arresting officer subject to the conditions that the petitioner will join investigation as and when required and will not tamper with the evidence or hamper investigation in any manner.

March 30, 2016
TSG

(M.M.S.BEDI)
JUDGE