

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

CRM-M No.22699 of 2017
Date of decision: 5th July, 2017

Surinder Kumar

... Petitioner

Versus

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present: Mr. Subhash Kumar, Advocate for the petitioner.

Mr. H.S. Grewal, Addl. Advocate General, Punjab
for respondent No.1/State.

None for respondent No.2.

FATEH DEEP SINGH, J. (ORAL)

Allegations against the petitioner Surinder Kumar in this anticipatory bail application under Section 438 Cr.P.C. in case bearing FIR No.225 dated 15.11.2015 under Sections 420/120-B IPC at Police Station Ferozepur, are that during the year 2014 Mohit Kumar co-accused and son of the petitioner has duped complainants Jatinder Singh and Paramjeet Singh on the pretext of sending them abroad and in the process as per the allegations a sum of Rs.20,000/- is alleged to have been deposited in the account of the petitioner.

Contentions of learned counsel for the petitioner are that neither the amount in question has been deposited by the petitioner nor he is aware of it and if any criminal act is there the same is attributable to his

son Mohit Kumar who is already in the process of compromise and that nothing is to be recovered from the petitioner.

Keeping in view the stand of the State and the arguments put forth by learned counsel for the petitioner, since nothing is to be recovered from the petitioner and there is no specific role attributed to him, impels this Court to allow the prayer made. Accordingly, in the event of arrest, the petitioner is ordered to be released on bail to the satisfaction of the Arresting Officer till submission of report under Section 173 Cr.P.C. (challan). He shall continue to join investigation and shall furnish an undertaking that he shall abide by the conditions specified under Section 438 (2) Cr.P.C. Thereafter, he will be permitted to furnish regular bail bonds to the satisfaction of the trial Court.

The petition stands disposed off accordingly.

(FATEH DEEP SINGH)
JUDGE

July 5, 2017
rps

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No