

CRM-M-27636-2017

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

CRM-M-27636-2017

Date of Decision:13.11.2017

Savreet Singh and another

... Petitioners

Versus

State of U.T.Chandigarh

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Amandeep Sibia, Advocate,
for petitioner No.1.

Petition qua petitioner No.2-Tarun Kumar Khera has been
dismissed as withdrawn vide order dated 01.08.2017.

Ms. Ashima Mor, APP, U.T. Chandigarh.

INDERJIT SINGH, J. (Oral)

Petitioners-Savreet Singh and Tarun Kumar Khera have filed
this petition under Section 438 of the Code of Criminal Procedure, 1973 (for
brevity, 'Cr.P.C.') for grant of anticipatory bail in case FIR No.192 dated
16.06.2017, registered at Police Station South Sector 34, Chandigarh, under
Sections 420 and 120-B of the Indian Penal Code.

Vide order dated 01.08.2017, petition qua petitioner No.2-
Tarun Kumar Khera has been dismissed as withdrawn.

Notice of motion was issued. Learned State counsel put in
appearance on behalf of the respondent-State and contested this petition.

I have heard learned counsel for petitioner No.1 as well as
learned State counsel and have gone through the record.

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From the record, I find that FIR, in the present case, has been registered on the basis of a complaint sent under Section 156 (3) Cr.P.C. As per the prosecution version, the complainant is working as a teacher. There are allegations that ₹11 lakhs were deposited in the account of complainant and then the same were withdrawn. Thereafter, ₹11 lakhs were again deposited in her account on another date and the same were also withdrawn. It is transpired that the amount deposited on 29.08.2016 was from the account of petitioner No.1 and other transaction of ₹11 lakhs was from the account of Mohini.

In pursuance of the interim order dated 01.08.2017 passed by this Court, petitioner No.1 has already joined the investigation. He is not required for custodial interrogation. Therefore, no useful purpose will be served by sending him to custody.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case, I find merit in this petition and the same is allowed qua petitioner No.1. The order dated 01.08.2017, granting interim bail to petitioner No.1, is made absolute. However, petitioner No.1 shall join the investigation as and when called upon to do so and shall abide by the conditions of Section 438 (2) Cr.P.C.

13.11.2017

parveen kumar

**(INDERJIT SINGH)
JUDGE**

Note:	Whether speaking/reasoned	:	Yes
	Whether reportable	:	No