

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

**CRM No.4090 of 2017 in/and
CRM-M-42628 of 2016
Date of Decision: April 06, 2017**

Sudhir Kumar Kamboj @ Vicky

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present: Mr. Manu Loona, Advocate
for the petitioner.

Mr. R.S Randhawa, Addl. A.G. Punjab.

Mr. KBS Mann, Advocate
for the complainant.

FATEH DEEP SINGH, J.

CRM No.4090 of 2017

Application is allowed.

Annexure P/6 to P/8 are taken on record.

CRM stands disposed off.

CRM-M-42628 of 2016

The allegations against the petitioner in this anticipatory bail application under Section 438 Cr.P.C are that petitioner along with his co-accused/non-applicant Bawa, wife and Shanti Devi, mother has duped the complainant for sum of Rs.65 lacs.

The contentions of the learned counsel for the petitioner that in fact the petitioner at initial point of time had filed complaint under

Section 138 of the Negotiable Instrument Act against the complainant and the present case is a counter blast to the same.

Though, learned State counsel assisted by learned counsel for the complainant has sought to oppose the grant of bail, however, to the very query of the Court the State could not support as to by what means the alleged amount is transmitted or given to the petitioner. Apparently, it is much in abundance a case of counter blast for a motivated cause to affect the initial complaint filed by the petitioner and that nothing is to be recovered from the petitioner, the present petition seeking anticipatory bail is allowed. In the event of arrest of the petitioner, he be admitted to bail to the satisfaction of the arresting officer/Investigating Officer and that he will abide by the conditions as envisaged under Section 438(2) Cr.P.C.

(FATEH DEEP SINGH)
JUDGE

April 06, 2017
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Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No