

CRM-M-9355-2017

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

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Date of Decision: 05.05.2017

Harpreet Kaur and another

... Petitioners

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr.Ritesh Pandey, Advocate for
Mr. Pawan Sharda, Advocate for
the petitioners.

Mr. V.P.S.Sidhu, AAG, Punjab.

Mr. B.S.Batth, Advocate,
for the complainant.

INDERJIT SINGH, J.

Petitioners-Harpreet Kaur and Kulwant Kaur have filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.36 dated 02.03.2017, registered at Police Station City Gurdaspur, District Gurdaspur, under Section 420 of the Indian Penal Code.

Notice of motion was issued in this case. Learned State counsel put in appearance on behalf of the respondent-State and the complainant also appeared through his counsel. They contested this petition.

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I have heard learned counsel for the parties as well as learned State counsel and have gone through the record.

From the record, I find that FIR, in the present case, has been got registered by one Davinder Singh who mainly stated that during the study period, his son Harmanpreet Singh got familiar with petitioner No.1-Harpreet Kaur to whom he was treating his sister. Petitioner No.1 was engaged with Jagdeep Singh. As per the allegations, Kulwant Kaur and petitioner No.1-Harpreet Kaur came to the house of complainant and told that son of complainant is the brother of petitioner No.1 and she wants that his relation would be fixed with her sister-in-law Anmol Kaur daughter of Jagdev Singh Sandhu, who is residing in Canada. As per the allegations, on 17.09.2011, the complainant handed over a gold set, which was having a diamond pendant and valued about Rs.1.10 lakhs, to Kulwant Kaur and Harpreet and few days prior to 17.09.2011, four suits valued about Rs.8,000/- per suit were also given to them. As per the allegations, the complainant spent amount from time to time and he gave Rs.25 lacs to them till now in the name of preparing clothes of VIPs and other articles also.

Learned counsel for the petitioners stated that a concocted story has been made to falsely implicate the petitioners.

In pursuance of the interim order dated 20.03.2017, the petitioners have already joined the investigation. They are now not required for custodial interrogation.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details; without

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expressing any opinion on the merits of the case and in view of the facts that the complainant is from the boy side and it is yet to be seen as to why the complainant party has spent so much money for marrying the son of complainant with a girl residing in Cananda, I find that it is a fit case where the petitioners are entitled to the benefit of anticipatory bail and no useful purpose will be served by sending them to custody. Therefore, I accept this petition and the interim order dated 20.03.2017 passed by this Court, granting interim bail to the petitioners, is made absolute. However, the petitioners 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.

05.05.2017

parveen kumar

**(INDERJIT SINGH)
JUDGE**

Whether speaking/reasoned	:	Yes
Whether reportable	:	No