

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-15059-2018
Date of decision:06.08.2018

Jaspal Singh Dhunna and another

....Petitioners

Versus

State of Punjab

.....Respondent

CORAM : HON'BLE MR.JUSTICE GURVINDER SINGH GILL

Present: Mr. Sukhjit Singh, Advocate
for the petitioners.

GURVINDER SINGH GILL, J. (ORAL)

The petitioners seek grant of anticipatory bail in respect of FIR No.40 dated 26.02.2018, under Sections 420/120-B of Indian Penal Code, 1860 read with Sections 66-C and 66-D of Information Technology (Amendment Act, 2008), Police Station City Faridkot, District Faridkot.

The FIR was lodged at the instance of complainant - Veerpal Kaur. The allegations, in nut-shell are that she had been duped of an amount of ₹15 Lakhs on the pretext that her entire family would be settled abroad.

Notice of the petition was issued to the State.

Vide order dated 18.04.2018, the petitioners had been granted interim bail and had been directed to join investigation.

The learned counsel for the petitioners has submitted that his clients in order to show their *bona fide* are willing to pay an amount of ₹4

Lakhs to the complainant subject to outcome of the decision of the case without prejudice to their rights to defend themselves.

Today the learned State counsel upon instructions from ASI Karamjit Singh has informed that the petitioners have since joined investigation.

Having regard to the facts and circumstances and the nature of allegations and also that the petitioners have already joined investigation, I do not find that it is a case of custodial interrogation. The interim directions dated 18.04.2018 are hereby made absolute and the instant petition stands accepted subject to the petitioners shall however, make themselves available as and when directed by the Investigating Officer and would fully cooperate with the investigation.

The aforesaid order is subject to condition that the petitioners shall pay an amount of ₹4 Lakhs to the complainant which shall be deposited in the trial Court within one month from today with liberty to the complainant to withdraw the same. It is further made clear that the said amount shall be paid subject to final outcome of the case and in case the accused are finally acquitted, it would be open to them to recover the aforesaid amount from the complainant.

**(GURVINDER SINGH GILL)
JUDGE**

06.08.2018
Gaurav Sorot

Whether reasoned / speaking? **Yes / No**

Whether reportable? **Yes / No**