

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

CRM-M-17006-2018 (O&M)

Date of Decision: 25.04.2018

Avtar Singh & another

--Petitioners

Versus

State of Punjab

--Respondent

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present: Mr. Munish Raj Chaudhary, Advocate for the petitioners.

Mr. SPS Chakkal, Advocate for the complainant.

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TEJINDER SINGH DHINDSA, J. (ORAL).

The instant petition has been filed under Section 438 Cr.P.C. seeking concession of anticipatory bail to the petitioners in case FIR No.46, dated 29.03.2018, under Sections 420/120-B IPC, registered at Police Station Sadar Dhuri, District Sangrur.

Counsel for the parties have been heard at length.

FIR has been registered on the complaint of Jagbir Singh.

Present petitioners are the father-in-law and mother-in-law respectively of the complainant. Complainant asserted that marriage was solemnized on 31.08.2014 with co-accused, Kuljinder Kaur i.e. daughter of the petitioners at Sunam.

Precise allegations are that Kuljinder Kaur had proceeded to Newzealand and the present petitioners under the garb of facilitating the complainant to settle abroad in Newzealand itself and to obtain a sponsorship in such regard have duped the complainant of a sum of Rs.15 lakhs approximately.

As per version of the complainant and which finds a recital in the FIR itself, a sum of Rs.7 lakhs had been deposited in the bank accounts held by the petitioners by mode of RTGS.

Counsel representing the petitioners does not refute the deposit of such money. On a specific query having been put, no justification is coming forth as regards such huge sum of money having been deposited at the hands of the complainant party and in the bank accounts held by the petitioners.

Counsel for the petitioners would vehemently argue that sponsorship documents had been furnished to the complainant party so as to enable Jagbir Singh to proceed abroad.

Mr. SPS Chakkal, Advocate, who is present in Court has put in appearance on behalf of the complainant and submits that the sponsorship documents were discovered to be forged and fabricated.

Be that as it may, this Court would desist from making any observations on merits in such regard lest it may prejudice the rights of either party.

Admittedly, it is a case wherein complainant party has made a huge deposit of money in the accounts of the petitioners. As per allegations, such amount was paid to facilitate complainant, Jagbir Singh to proceed abroad and to be in company of his legally wedded wife i.e. co-accused, Kuljinder Kaur. Receiving of such amount in the bank accounts of the petitioners is not refuted.

There are serious allegations and which would require a deep and thorough probe. Even recovery of money is yet to be effected.

Circumstances of the case may well warrant custodial interrogation of the petitioners.

Petition is dismissed.

25.04.2018

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**

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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |