

Sr. No.218

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

CRM No. M-2049 of 2018 (O&M)

Date of Decision: 16.04.2018

Bikramjit Singh

... Petitioner

Versus

State of Punjab

... Respondent

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

Present:- Mr. Anupam Singla, Advocate,
for the petitioner.

Ms. Jaspreet Kaur, AAG, Punjab.

TEJINDER SINGH DHINDSA, J.(ORAL)

This order shall dispose of the instant petition filed under Section 438 Cr.P.C. seeking concession of anticipatory bail to the petitioner in case FIR No.44 dated 30.03.2016, under Sections 420/120-B IPC, registered at Police Station Bhawanigarh, District Sangrur.

On 09.02.2018, the following order was passed by this Court:-

“Petitioner seeks concession of pre-arrest bail in FIR No.44 dated 30.03.2016 under Sections 420 & 120-B of Indian Penal Code, registered at Police Station Bhawanigarh, District Sangrur.

Complainant is Jasdeep Singh. Allegations in a nut shell are that the complainant has been cheated of a sum of Rs.23,60,000/- on the pretext of being settled abroad. Perusal of the FIR would reveal that the allegations are against Satnam Singh, Amandeep Kaur,

Toni, Lakhveer Singh and Labh Singh. Name of the petitioner does not even figure in the FIR.

Apparently, petitioner is sought to be implicated in pursuance to a certain enquiry having been conducted in the matter by the police authorities.

Learned counsel for the petitioner has even adverted to the enquiry report and even as per which, part of the money had been deposited by the complainant in the account of co-accused Satnam Singh and which is alleged to have been withdrawn by the present petitioner. As per such enquiry, there is no specific entrustment of money at the hands of the complainant to the present petitioner.

List the matter for further consideration on 16.04.2018.

In the meanwhile, petitioner is directed to appear before the Investigating Officer and to join investigation.

In the event of arrest, the petitioner shall be released on interim bail subject to satisfaction of the Arresting/Investigating Officer. The petitioner shall join investigation as and when called upon to do so and he shall remain bound by the conditions envisaged under Section 438(2) Cr.P.C.”

Learned State counsel upon instructions from ASI Ravinder Singh apprises the Court that the petitioner has since joined investigation.

The observations made by this Court in the order dated 09.02.2018 have gone un rebutted.

On a specific query having been put, learned State counsel has not been able to advert to any conclusive/clinching evidence which would indicate that the present petitioner had

withdrawn money from the account of the co-accused Satnam Singh and which had been deposited by the complainant.

In view of the above, prayer made in the instant petition is accepted.

Order dated 09.02.2018, passed by this Court is made absolute.

Disposed of.

16.04.2018

vandana

(TEJINDER SINGH DHINDSA)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes
No