

CRM-M-35660-2018

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

CRM-M-35660-2018

Date of Decision: 16.10.2018

Surinder Singh

... Petitioner

Versus

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Harchand Singh Batth, Advocate,
for the petitioner.

Mr. Pawan Sharda, Sr. DAG, Punjab.

Respondent No.2-Gurnam Singh in person.

INDERJIT SINGH, J. (Oral)

Petitioner has filed this second petition under Section 438 of the Code of Criminal Procedure, 1973 (for brevity, 'Cr.P.C.') for grant of anticipatory bail in case FIR No.153 dated 27.11.2017, registered at Police Station Goindwal Sahib, District Tarn Taran, 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 respondent No.1-State and respondent No.2 has appeared in person in the Court. They contested this petition.

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I have heard learned counsel for the petitioner, learned State counsel and respondent No.2 who is present in Court today and gone through the record.

Respondent No.2 submits that he does not agree with any compromise, as amount of ₹8,50,000/- has not been returned and cheques issued by the petitioners had been dishonoured as there was no money in the account of the petitioner.

Perusal of the FIR shows that allegation against the present petitioner is that he had taken ₹10 lakhs for sending son of respondent No.2 and one another person to foreign country. The petitioner has only returned ₹1,50,000/-, but neither he has returned the remaining amount nor the persons were sent abroad.

Keeping in view the serious allegations against the present petitioner and in view of the fact that he is required for custodial interrogation, I do not find it a fit case where the petitioner is entitled to the benefit of anticipatory bail.

Therefore, finding no merit in the present petition, the same is dismissed.

16.10.2018
parveen kumar

(INDERJIT SINGH)
JUDGE

Note:	Whether speaking/reasoned	:	Yes
	Whether reportable	:	No