

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

SMRITI
2017.16.10.46
Attest to the accuracy and
integrity of this document

CRM-M-37670-2018
Date of Decision: 15.11.2018

Sarabjit Singh

...Petitioner

vs.

State of Punjab

..Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: None for the petitioner.

Mr. M.S.Nagra, AAG, Punjab.

ARVIND SINGH SANGWAN,J

Prayer in this petition is for grant of anticipatory bail to the petitioner in FIR No.06 dated 08.01.2018 registered under Sections 420, 406 of the Indian Penal Code and 24 of the Immigration Act, 1983 at Police Station Garhshankar.

The petitioner has been granted interim anticipatory bail vide order dated 06.09.2018. The relevant part of the said order is reproduced as under:-

“Learned Senior Counsel for the petitioner has submitted that in the FIR, no specific date, month or year has been mentioned when the amount was advanced to the petitioner or his brother, co-accused – Harmail Singh @ Harvel Singh, who has already been granted the concession of regular bail vide order dated 25.07.2018 passed by the Additional Sessions Judge, Hoshiarpur. It is further submitted that, in fact, it was a loan transaction and an amount of Rs.2 lacs has already been paid back to the complainant vide cheque No.002801 dated 01.02.2018 (Annexure P3), which stands encashed.

Learned Senior Counsel for the petitioner has further argued that even as per the allegations in the FIR, the total amount paid by way of a cheque is Rs.3.50 lacs and the

***petitioner is ready to deposit the amount of Rs.1.50 lacs with
the Illaqa Magistrate, subject to final outcome of the trial.***

***Learned counsel for the State, on instructions from ASI
Subhash Chand, has submitted that the petitioner be directed
to join investigation.***

List again on 15.11.2018.”

Learned State counsel, on instructions from ASI Subhash Chander, submits that the petitioner has deposited an amount of Rs.1.50 lakhs on 14.09.2018, as per the treasury receipt and has joined the investigation. He further submits that the petitioner is no more required for further investigation.

In view of the same, the order dated 06.09.2018 is made absolute.

Disposed of.

15.11.2018
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(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No