

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

213

CRM-M-12210 of 2018

Date of decision: 22.10.2019

Narinder Pal Singh

..Petitioner

Vs.

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Ms. Sharmila Sharma, Advocate
for the petitioner.

Mr. N.K. Banka, DAG, Punjab.

Mr. Naveen Bawa, Advocate for the complainant.

ANUPINDER SINGH GREWAL, J.(ORAL)

The petitioner is seeking anticipatory bail in FIR No.95, dated 10.04.2015, under Sections 420 and 120-B of IPC, registered at Police Station Division No.5, Civil Lines, Ludhiana District Ludhiana.

Learned counsel for the petitioner contends that the allegations in the FIR are primarily against co-accused Asha Singhani who is alleged to have promised to send the wife of the complainant to Australia. It is alleged that the co-accused Asha Singhani had introduced the complainant to the petitioner who was allegedly paid ₹ 6 lacs in July, 2014.

Learned counsel for the petitioner also contends that the petitioner is not involved in any other case and has joined investigation. He further states that petitioner has been falsely implicated as co-accused Asha Singhani is a proclaimed offender.

The Coordinate Bench of this Court by order dated 02.04.2018, had directed the petitioner to join the investigation and disclose all the facts to the police. In the event of his arrest, he was ordered to be released on interim bail to the satisfaction of the Arresting Officer,

subject to the conditions envisaged under Section 438 (2) Cr.P.C.

Learned State counsel on instructions from ASI Harbans Singh, states that although the petitioner has joined the investigation but money is yet to be recovered.

Learned counsel for the petitioner states that there is no prima facie evidence to suggest that the money was paid to the petitioner as it is alleged by the complainant that money was paid through cash and there is no receipt of the same.

In view of the submission of learned counsel for the petitioner, the petitioner having joined the investigation and not required for custodial interrogation. The order dated 02.04.2018 granting ad interim bail to the petitioner is made absolute.

However, the petitioner shall abide by the conditions stipulated under Section 438(2) Cr.P.C. He shall also join investigation as and when called upon to do so.

The petition stands disposed of.

(ANUPINDER SINGH GREWAL)
JUDGE

October 22, 2019
Poonam Sharma

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No