

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

CRM-M-15690-2019
Date of decision:9.7.2019

BALBIR SINGH

....Petitioner

Versus

STATE OF PUNJAB

.....Respondent

CORAM : HON'BLE MR.JUSTICE GURVINDER SINGH GILL

Present: Mr. Guninder Singh Brar, Advocate
for the petitioner.

Ms. Amarjit Kaur Khurana, DAG, Punjab.

GURVINDER SINGH GILL, J. (ORAL)

1. The petitioner seeks grant of anticipatory bail in respect of FIR No.11 dated 27.2.2019 under Sections 420, 406 IPC, Police Station NRI, District Ludhiana.
2. The aforesaid case was registered at the instance of Davinder Singh wherein it has been alleged that the accused namely Neetu Rani, Jaspal Singh, Satnam Singh, Manju Rani, Balvir Singh, Harbans Kaur, Mani, Jassi, Narinder, Soni and Pitti in connivance with each got married with Neetu Rani the complainant while promising that the complainant would be taken to America. It is alleged that the

accused had represented that Neetu Rani was unmarried and was a “Green Card Holder” in America and would take the complainant to America along with her. It is alleged that after marriage, the aforesaid Neetu Rani asked for ₹2 Lakhs from the complainant on the ground that her entire money had been spent on marriage and further stated that she also had to give ₹4 Lakhs to her parents and promised that she will return the same when she will reach America and consequently the complainant’s parents borrowed an amount of ₹4 Lakhs and gave the same to his father-in-law and to Neetu Rani’s ‘*Chacha*’ (uncle) Balbir Singh i.e. the present petitioner. It is alleged that later on, the intention of his wife changed and she even stopped calling him and did not take any step to take her to America and that in this manner he had been cheated by Neetu Rani and other accused. It has further been alleged that he also suspects that Neetu Rani is already married and had falsely represented about her marital status being unmarried.

3. Learned counsel for the petitioner has submitted that he has falsely been implicated in the present case due to matrimonial discord between complainant and his wife Neetu Rani and has thus prayed that he be granted concession of anticipatory bail.
4. Opposing the petition, the learned State counsel has submitted that since there are specific allegations against the petitioner in the FIR hence he does not deserve the concession of bail. It is however informed by learned State counsel that pursuant to interim

directions issued by this Court, the petitioner has joined investigation.

5. Bearing in mind the facts & circumstances and without commenting on merits of the case, in my opinion it is not a case warranting custodial interrogation. Accordingly the petition is accepted and the interim directions issued vide dated 5.4.2019 by this Court are hereby made absolute subject to the condition that the petitioner would appear before Investigating Officer as and when called upon to do so and cooperate with the Investigating Officer and shall also abide by the conditions as provided under Section 438 (2) Cr.P.C.

(GURVINDER SINGH GILL)
JUDGE

9.7.2019
Gaurav Sorot

Whether reasoned / speaking? **Yes / No**

Whether reportable? **Yes / No**