

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

**CRM-M No.17846 of 2019 (O&M)
Date of decision : 03.05.2019**

Rajwinder Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. Deepak Aggarwal, Advocate
for the petitioner.

Mr. Ramandeep Sandhu, Senior DAG, Punjab.

AJAY TEWARI, J. (Oral)

This is a petition for grant of anticipatory bail to the petitioner under Section 438 Cr.P.C. in case FIR No.22 dated 25.03.2019 registered under Sections 420/120-B IPC at Police Station Phul, District Bathinda.

As per the allegations, the petitioner had obtained Rs.7.00 lacs from the complainant for sending his daughter abroad.

Learned counsel for the petitioner states that the money which had been obtained was first as a loan and later on the sale deed was executed. Moreover, the complaint was filed almost 3 years after the alleged occurrence.

Learned Senior DAG on instructions from HC Jaswinder Singh states that he can not comment anything about the averments regarding

mortgage and sales but has accepted that the complaint was filed after more than 2 ½ years.

In the circumstances, I do not deem it appropriate to deny the concession of anticipatory bail to the petitioner. Resultantly, the petition is allowed. In the event of arrest of the petitioner, he shall be released on bail to the satisfaction of the Investigating Officer subject to the conditions envisaged under Section 438(2) Cr.P.C.

The petitioner is directed to appear before the Investigating Officer on 10.05.2019 and on any other date as and when his presence is required.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

03.05.2019

Pooja sharma-I

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned

Yes/No

Whether Reportable :

Yes/No