

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

**CRM-M No.39946 of 2018 (O&M)
Date of Decision: 09.07.2019**

Kaur Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. Rajbir Singh, Advocate for the petitioner.

Mr. Saurav Khurana, Deputy Advocate General, Punjab
for the respondent/State.

Mr. Kamal Narula, Advocate for the complainant.

MAHABIR SINGH SINDHU, J. (Oral)

Present petition has been filed under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in case FIR No.44 dated 06.06.2018, under Sections 420 and 120-B of the Indian Penal Code, 1860, registered at Police Station Mallanwala, District Ferozepur.

This Court, while issuing notice of motion on 12.09.2018, passed the following order:-

“ Learned counsel for the petitioner submits that complainant allege to have given ₹ 10 lakhs to petitioner on 26.11.2016, when India was passing through the phase of demonetization. Old currency notes had become invalid; new currency notes were not available in the market and payment of such a huge amount was not possible at that point of time.

Notice of motion.

Mr. Kamal Narula, Advocate has put in appearance on behalf of complainant.

Petitioner is directed to surrender before the police and join investigation within two weeks. In the event of his arrest being required, he shall be released on interim bail till the next date, subject to his furnishing bonds to the satisfaction of Arresting Officer. However, he shall abide by the terms and conditions as envisaged under Section 438(2)(i) to (iv) Cr.P.C. failing which he shall lose the benefit of interim bail allowed to him.

Be listed alongwith CRM-M-35050-2018 on 15.01.2019. ”

Learned State Counsel, on instructions from HC Pargat singh, has apprised the Court that in terms of aforesaid order, petitioner has joined the investigation. Further submitted that after investigation, Cancellation Report in the matter has already been prepared and approved by the officer concerned and the same is likely to be submitted before the Court of competent jurisdiction.

In view of above, interim order dated 12.09.2018 is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

It is also made clear that petitioner shall fully co-operate with the Investigating Officer as and when called for further investigation.

Disposed off accordingly.

July 09, 2019

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**(MAHABIR SINGH SINDHU)
JUDGE**

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>