

In the High Court of Punjab and Haryana at Chandigarh

206

CRM-M-51150-2018 (O & M)

Date of Decision: 02.04.2019

DAVINDER SINGH

.....PETITIONER

VERSUS

STATE OF PUNJAB

....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Navjot Singh, Advocate for the petitioner.

Ms. Bhavna Gupta, DAG, Punjab.

ANUPINDER SINGH GREWAL, J (ORAL)

The petitioner is seeking anticipatory bail in FIR No.189 dated 09.10.2018, under Sections 406, 420, 120-B and 201 of the Indian Penal Code ('IPC' - for short) and Section 24 of the Immigration Act, 1983, registered at Police Station Phase-I, District SAS Nagar, Mohali.

Learned counsel for the petitioner contends that allegation against the petitioner is that he in connivance with others had taken money from the complainant to send his son abroad. He further contends that only a sum of ₹30,000/- had been received by the petitioner from the complainant which has now been returned. He also contends that son of the complainant had in fact gone abroad and had stayed there for some time and only on his return, he had lodged the FIR.

A coordinate Bench of this Court, by the order dated 16.01.2019, had directed the petitioner to appear before the Investigating Officer and join the investigation and in the event of his arrest, he was ordered to be released on interim bail to the satisfaction of the Investigating/Arresting Officer, subject to the conditions envisaged under Section 438(2) Cr.P.C.

Learned State counsel, on instructions from ASI Ranjit Kumar, states that the petitioner has joined investigation and is not required for custodial interrogation.

In view of the submissions of learned counsel for the petitioner and keeping in view the fact that the petitioner has joined investigation, the order dated 16.01.2019 granting 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

April 02, 2019

A.Kaundal

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