

In the High Court of Punjab and Haryana at Chandigarh

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CRM-M-29866-2019 (O & M)
Date of Decision: November 14, 2019

RAJINDER MASIH

.....PETITIONER

VERSUS

STATE OF PUNJAB

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Harsh Vardhan Shehrawat, Advocate for
Mr. Himanshu Rao, Advocate
for the petitioner.

Mr. K.K. Bheniwala, Addl. AG, Punjab.

ANUPINDER SINGH GREWAL, J (ORAL)

The petitioner is seeking anticipatory bail in FIR No.05 dated 07.01.2019, under Section 420 of the Indian Penal Code ('IPC' - for short) and Section 13 of Punjab Prevention of Human Smuggling Act, 2012, registered at Police Station Civil Lines Batala, Police District Batala, District Gurdaspur.

Learned counsel for the petitioner contends that the allegations are primarily against co-accused Kulbir Singh and Charanjit Kaur, who are alleged to have taken a sum of ₹2,50,000/- from the complainant for sending her daughter abroad. It is also alleged in the FIR that another amount of ₹2 lacs was given to a person sent by Kulbir Singh and it was later on that the complainant learnt that the said person is the petitioner. The petitioner is not involved in any other case of similar nature.

A coordinate Bench of this Court, by the order dated 17.07.2019, 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 ad-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, upon instructions from ASI Navjeet Singh, 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 the petitioner having joined investigation, the order dated 17.07.2019 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

November 14, 2019

A.Kaundal

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