

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

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CRM-M-35174-2019

Date of decision : 16.11.2019

Harpreet Singh and another

... Petitioners

Versus

State of Punjab

.. Respondent

CORAM :HON'BLE MR.JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Mayur Karkra, Advocate for the petitioners.

Mr. K.K. Bheniwala, Addl. A.G., Punjab.

Mr. D.S. Malwai, Advocate for the complainant.

Anupinder Singh Grewal, J. (Oral)

The petitioners are seeking anticipatory bail in FIR No. 0038 dated 17.03.2019, under Section 420 of the Indian Penal Code, 1860, registered at Police Station Garhshankar, District Hoshiarpur.

Learned counsel for the petitioners contends that the allegations against the petitioners are that they had taken a sum of ₹6,69,500/- from the complainant for sending his sons abroad. He, however, contends that efforts were made to send the sons of the complainant abroad, but as they did not meet the desired standards, they failed to qualify and the petitioners have admittedly returned an amount of ₹ 4,60,000/- to the complainant. The petitioners are not involved in any other case. He further contends that the matter has indeed been compromised and he has referred to the report of the Mediator dated 15.10.2019 in this regard.

This Court, by order dated 28.08.2019, had directed the petitioners to appear before the Investigating/Arresting Officer and join the investigation and in the event of their arrest, they were 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 Chatwinder Singh, states that the petitioners have joined investigation and are not required for custodial interrogation.

In view of the submissions of learned counsel for the petitioners and the petitioners having joined investigation and not required for custodial interrogation, the order dated 28.08.2019 granting interim bail to the petitioners is made absolute.

However, the petitioners shall abide by the conditions stipulated under Section 438(2) Cr.P.C. They shall also join investigation as and when called upon to do so.

The petition stands disposed of.

(ANUPINDER SINGH GREWAL)
JUDGE

November 16, 2019

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