

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

**CRM-M No. 43743 of 2019
Decided on: 16.11.2019**

Rupinder Kaur

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR JUSTICE ARVIND SINGH SANGWAN

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

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No.263 dated 08.09.2019, registered under Sections 406 IPC at Police Station Bhawanigarh, District Sangrur.

The operative part of the order dated 16.10.2019, vide which interim anticipatory bail has been granted to the petitioner, is reproduced as under:-

“...Learned counsel for the petitioner submits that as per allegations in the FIR, registered at the instance of Jasvir Kaur, it is stated that they are three sisters i.e. Jasvir Kaur, Rupinder Kaur and Simrat Kaur. Rupinder Kaur is residing in USA and she has given attorney in favour of her other sister Simrat Kaur. It is further stated that on account of joint land owned by three sisters, they received two cheques of Rs.12.00 lacs in the name of Rupinder Kaur, who is residing in USA and since she was not available, they approached the petitioner, whose name is also Rupinder Kaur, that they will open an account in

the name of petitioner and the petitioner will return the amount to them. It is further stated in the FIR that the amount of Rs.6.50 lacs was returned, however, the remaining amount is not returned and on that pretext, FIR has been registered. Learned counsel further submits that in fact, the complainant herself is perpetrator of the fraud, with her own sister Rupinder Kaur and put the entire blame on the petitioner...”

Counsel for the petitioner has submitted that, in pursuance to the order dated 16.10.2019, the petitioner has appeared before the Investigating Officer and has joined the investigation.

Counsel for the State, on instructions from ASI Santokh Singh, has not disputed the aforesaid fact and submits that the petitioner is no more required for further investigation. It is further submitted that in compliance of the order dated 16.10.2019, Sections 419 and 120-B IPC is also added against the complainant.

In view of the above, this petition is allowed and the interim bail granted to the petitioner vide order dated 16.10.2019 is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

(ARVIND SINGH SANGWAN)
JUDGE

16.11.2019
yakub

Whether speaking/reasoned

Yes/No

Whether reportable:

Yes/No