

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Sr. No. 212

CRM-M-16885-2020 (O&M)

Date of decision : 25.11.2020

Bharat @ Gurbheg Singh and another

..... Petitioners

VERSUS

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr.L.S.Mann, Advocate, for the petitioners.

Mr.Rana Harjasdeep Singh, DAG, Punjab.

DEEPAK SIBAL, J. (ORAL)

Case taken up through video conferencing.

Through the present petition filed under Section 438 Cr.P.C. the petitioners seek the grant of anticipatory bail in FIR No.50 dated 15.05.2020, registered under Sections 420 and 120-B IPC at Police Station Phool, District Bathinda.

Briefly stated, the case of the prosecution is that on 13.02.2016 Manpreet Kaur, daughter of the petitioners, got married with Harpreet Singh and left for Canada on 30.08.2016; before that the petitioners and the complainant party had agreed that the complainant party shall bear expenses on the education of Manpreet Kaur in Canada after which she would facilitate Harpreet Singh's immigration to Canada and after the complainant party had spent Rs.34-35 lakhs on Manpreet Kaur's education she and the petitioners backed out of their promise leading to the lodging of the FIR in question.

Learned counsel for the petitioners submits that the petitioners have been falsely implicated in this case; the complainant party funded Manpreet Kaur's education as she was their daughter-in-law without any reciprocal promise on the part of the petitioners/Manpreet Kaur; Manpreet Kaur

had submitted a declaration with the Embassy in Canada (Annexure P-7) with regard to inviting Harpreet Singh to Canada which shows her bona fide; due the matrimonial differences between Manpreet Kaur and Harpreet Singh the present FIR has been lodged; Harpreet Singh is presently in Canada where a divorce has taken place between him and Manpreet Kaur and that under the interim orders passed by this Court the petitioners have not only joined the investigation but have also fully cooperated with the investigating agency.

Learned State counsel on instructions from ASI Jaswinder Singh submits that under the interim orders passed by this Court the petitioners have not only joined the investigation but have also fully cooperated with the investigating agency and that their custodial interrogation is not required by the State.

Keeping in view the totality of the above noticed facts especially the statement made by the learned State counsel that the petitioners have joined the investigation and that their custodial interrogation is not required, the order of this Court dated 10.08.2020, granting ad interim anticipatory bail to the petitioners is made absolute.

Nothing observed herein-above shall be considered to be an expression of opinion by this Court on the merits of the case.

25.11.2020
shamsher

[DEEPAK SIBAL]
JUDGE

Whether speaking/reasoned	:	Yes / No
Whether reportable	:	Yes / No