

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

CRM-M- 22492 of 2020

Date of Decision : August 13, 2020

Gursahib Singh

..... PETITIONER(S)

VERSUS

State of Punjab

.... RESPONDENT(S)

CORAM : HON'BLE MR. JUSTICE SANJAY KUMAR

Present: Mr. B.S. Jaswal, Advocate, for the petitioner.
 Mr. Mehardeep Singh Dullat, Additional Advocate General,
 Punjab.
 Mr. Umesh Aggarwal, Advocate, for the complainant.

...

Sanjay Kumar, J.

The petitioner is one of the accused in FIR No. 30 dated 27.02.2020 on the file of Police Station Jandiala, District Amritsar, registered under Sections 420 and 120-B IPC. By way of this petition, he seeks anticipatory bail under Section 438 Cr.P.C.

The case of the complainant was that one of his relations, Tarlok Singh, facilitated his contact with the petitioner for the purpose of sending the complainant's son to Dubai. According to him, the petitioner obtained ₹19 lakh from him to do so but failed to arrange for his son to go to Dubai. It is his further claim that the petitioner agreed to return the

money and furnished Cheque No. 000117 dated 25.01.2019 for 50000/-

Dirhams. It is on the strength of these allegations that the subject FIR was registered. Significantly, Tarlok Singh himself had claimed that the petitioner owed him money in relation to a transaction at Dubai and that this very cheque was issued to him in connection therewith. Further, Tarlok Singh seems to have appointed the complainant in the present case as his Power of Attorney to pursue the proceedings initiated against the petitioner in relation to the Dubai transaction.

Given the aforesaid circumstances, this Court is of the opinion that there appears to be more to the claim of the complainant than meets the eye. More so, as the same cheque is being pressed into service for different purposes. The father of the petitioner, the other accused in this case, has already been granted anticipatory bail.

Though Mr. Umesh Aggarwal, learned counsel, intervened for the complainant in this matter and stated that he was instructed to appear on his behalf and oppose the grant of bail. However, this Court is of the opinion that the totality of the facts and circumstances of this case do not warrant any opportunity being given to the complainant to oppose this bail petition. It would suffice if the petitioner joins the investigation and cooperates with the police.

The petition is accordingly allowed. The petitioner is directed to forthwith join investigation in FIR No. 30 dated 27.02.2020 on the file of Police Station Jandiala, District Amritsar. In the event of his arrest in connection with the said case, he shall be released on bail upon his furnishing a personal bond for a sum of ₹20,000/- along with two sureties for a like sum each to the satisfaction of the

Arresting/Investigating Officer. He shall also abide by the conditions stipulated in Section 438(2) Cr.P.C.

August 13, 2020
Kang

(Sanjay Kumar)
Judge

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