

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

101

**CRM-M-32150-2020 (O&M)
Date of Order:04.11.2020**

Rajwant Kaur

..Petitioner

Versus

State of Punjab

..Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Vipin Mahajan, Advocate,
for the petitioner.

Mr. Luvinder Sofat, AAG, Punjab

ANIL KSHETARPAL, J(Oral)

Hearing of the case was held through video conference on account of restricted functioning of the Courts.

CRM-26365-2020

Allowed as prayed for.

Annexures P-5 and P-6, are taken on record.

MAIN

The petitioner prays for bail pending trial in a criminal case arising from FIR No.68, dated 30.05.2020, registered under Section 419/ 420/ 467/ 468/ 471/ 120B IPC, at Police Station Majitha Road District Amritsar Punjab.

As per the case of the prosecution, the first informant claims that he is doing immigration work under the name of Global Education Service and he has paid Rs.35,00,000/-to the accused. Thereafter, the amount, as assured, has not been returned and the cheques, issued for return of the amount, on being presented in the bank for encashment thereof, have been dishonoured.

Learned counsel for the petitioner draws the attention of the court to a deed of settlement between the parties, Annexure P-5. He further submits that pursuant to the aforesaid compromise, an amount of Rs.9,00,000/-, has been debited from the account of the petitioner and credited to the account of Gursahib Singh (The first informant).

Sh. Luvinder Sofat, Assistant Advocate General, Punjab, on instructions from ASI Subhdial Singh, submits that the Investigating officer has no knowledge of the settlement arrived at and, therefore, unable to assist the court on this aspect.

Keeping in view the aforesaid facts, the arrest of the petitioner is stayed, subject to the condition that, if the investigating officer or the first informant claim to the contrary, they shall be at liberty to move an application for recall of the order and vacation of the protection granted.

With these observations, the petition is disposed of.

November 04, 2020
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(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned
Whether reportable

: Yes/No
: Yes/No