

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

205

CRM-M-31506-2020

Date of decision : 18.11.2020.

Manjinder Singh

... Petitioner(s)

Versus

State of Haryana and another

.. Respondents

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Kawalpreet Singh Virk, Advocate for the petitioner(s).

Mr. Chetan Sharma, AAG, Haryana.

Anupinder Singh Grewal, J. (Oral)

Heard through video conferencing.

The petitioner is seeking anticipatory bail in FIR No. 30 dated 12.02.2020, under Sections 406, 420 and 506 of the Indian Penal Code, 1860, registered at Police Station City Safidon, District Jind.

Learned counsel for the petitioner contends that there is a delay of nine months in registering the FIR wherein it is alleged that the petitioner, who is a Tour Operator, had taken money from the complainant on the pretext of sending him to Canada. He also contends that the complainant and two others were helped by the petitioner in purchase of tickets to go to Thailand and after they had refused to pay the entire amount, the FIR has been lodged to prevent the petitioner from taking any action against them. He has referred to the copies of the air tickets of the petitioner and two others at Annexure P2 which indicate that they had travelled to Bangkok in the economy class and had returned in the first class.

This Court, by the order dated 07.10.2020, had directed the petitioner to appear before the Investigating Officer and join the investigation and in the event of his arrest, he was ordered 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 Narender, contends that although the petitioner has joined investigation but he is not cooperating.

In view of the submissions of learned counsel for the petitioner especially there is a delay of 09 months in lodging the FIR, the petitioner having joined investigation and the Covid-19 Pandemic, the order dated 07.10.2020 granting interim bail to the petitioner is made absolute.

However, the petitioner shall abide by the conditions stipulated under Section 438(2) Cr.P.C. He shall also join investigation as and when called upon to do so. In the event of the petitioner not joining investigation as and when called upon to do so, the State shall be at liberty to prefer an application.

The petition stands disposed of.

(ANUPINDER SINGH GREWAL)
JUDGE

November 18, 2020
sonia gugnani

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