

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

CRM-M-37140-2020

Date of decision: 11.11.2020

Anita Rani

...Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Jimmy Singla, Advocate for the petitioner.
Mr. M.S. Nagra, AAG, Punjab.
Mr. Jatinder Pal Singh, Advocate for the complainant.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through Video Conferencing.

Through the instant petition under Section 438 Cr.P.C., the petitioner seeks anticipatory bail in case bearing FIR No.265 dated 29.09.2020 registered under Sections 420 and 120-B IPC at Police Station Gidderbaha, District Sri Muktsar Sahib.

Learned counsel for the petitioner submits that the petitioner is a housewife and she has nothing to do with the alleged transaction and her husband is in business of sale and purchase of property with the husband of the complainant. Moreover, co-accused/Amit Gupta has already been granted ad-interim pre-arrest bail, vide order dated 05.11.2020 passed by this Court. The learned counsel also relies upon the bank transaction (Annexure P2) to show that the amount of Rs.3,75,000/- was further transferred in the account of Jagjit Singh.

On the other hand, learned State Counsel, assisted by learned counsel for the complainant, opposes the prayer made in the present petition.

I have heard the learned counsel for the parties.

In the present case, the payment of Rs.3,75,000/- was made to the petitioner through cheque on 06.01.2018. Further on the same day, an amount of Rs.1,25,000/- was also paid in cash to the petitioner. The petitioner cannot claim parity with co-accused-Amit Gupta on the ground that he was lodged in jail at Nabha at the time of alleged transactions and moreover neither the cheque in question had been issued in his favour nor any cash was handed over to him at any stage.

In view of the above, I find that the petitioner is required for custodial interrogation.

Therefore, finding no merit in the present petition, the same is dismissed.

11.11.2020
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(HARNARESH SINGH GILL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No