

In the High Court of Punjab and Haryana at Chandigarh

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**CRM-M-3607-2021 (O & M)
Date of Decision: February 24, 2021**

RAJESH KUMAR

.....PETITIONER

VERSUS

STATE OF PUNJAB

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr.Gaurav Partap Singh Pathania, Advocate for the petitioner.

Mr. Dhruv Dayal, Senior DAG, Punjab.

ANUPINDER SINGH GREWAL, J (ORAL)

Heard through video conferencing.

The petitioner is seeking anticipatory bail in FIR No. 0243 dated 24.11.2020, under Section 420 of the Indian Penal Code, 1860, besides Section 13 of the Punjab Travel Professionals (Regulation) Act, 2014, registered at Police Station Sujanpur, District Pathankot.

Learned counsel for the petitioner contends that there is a delay of four years in registering the FIR wherein it is alleged that the petitioner had taken a sum of ₹2,00,000/- from the complainant for sending the son of the complainant abroad. It is stated that the money was paid in the year 2016. It is mentioned in the inquiry conducted by the police officer that ₹50,000/- has been returned. He, however, contends that the prosecution version is highly improbable, as the complainant is owner of a rice/general mill as well as a hotel and restaurant while the petitioner is merely a carpenter and has been falsely implicated. He also contends that the petitioner is not involved in any other

criminal case.

This Court, by the order dated 27.01.2021, 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 Surinder Kumar, states that the petitioner has joined investigation.

In view of the above and the petitioner having joined investigation, the order dated 27.01.2021 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.

The petition stands disposed of.

(ANUPINDER SINGH GREWAL)
JUDGE

February 24, 2021
A.Kaundal

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