

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-11940-2021 (O&M)
Date of decision: 14.12.2021

Harcharan Singh

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. P.S. Ahluwalia, Advocate
for the petitioner.

Ms. Bhavna Gupta, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of anticipatory bail in FIR No.0024 dated 16.02.2021 under Sections 420, 120-B, 506 IPC, registered at Police Station Nihal Singh Wala, District Moga.

While granting interim bail to the petitioner, following order was passed by this Court on 08.09.2021: -

“Learned counsel for the petitioner relies upon order dated 01.09.2021 passed in CRM-M-32974-2021, vide which co-accused Ranjodh Singh has been granted concession of interim anticipatory bail by this Court. The operative part of the order reads as under:

“Learned counsel for the petitioner submits that in the FIR,

registered at the instance of Manjeet Kaur, it is stated that her son Harpreet Singh was doing cultivation of agricultural land and was looking for matrimonial alliance. Their neighbour Baljinder Singh proposed the matrimonial alliance of daughter of the petitioner, who is willing to go abroad. It is further stated in the FIR that daughter of the petitioner went abroad and came back and thereafter, performed marriage, however, despite best efforts, son of the complainant could not get visa for Canada and on that pretext, present FIR has been registered with the allegations that the petitioner has taken money from the complainant. It is further submitted that the petitioner, in fact, is a very poor person and has four daughters and has no means to perform the marriage of his daughter and the visa was rejected twice. It is also submitted that wife of the petitioner was arrested and has been released on interim bail.

Learned State counsel, in compliance of the order dated 16.08.2021, has verified the financial status of the petitioner and submits that he has only one house having a value of approximately Rs.10.00 lacs and has no means to send son of the complainant abroad.

List again on 14.12.2021.”

Learned counsel further submits that present petitioner

Harcharan Singh is the maternal uncle of the girl and the allegations against him are identical to that of aforesaid co-accused Ranjodh Singh.”

Learned counsel for the petitioner submits that in pursuance of the aforesaid order, the petitioner has joined the investigation and is not required for any further investigation.

Learned State counsel, on instructions from ASI Kuldeep Raj, has not disputed the factual position and states that the petitioner is no more required for any further investigation.

In view of the above, this petition is allowed and the interim bail granted to the petitioner vide order dated 08.09.2021 is made absolute subject to the conditions envisaged under Section 438 (2) Cr.P.C.

14.12.2021

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[ARVIND SINGH SANGWAN]
JUDGE

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No