

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

208

CRM-M-9091-2020

Date of Decision: 14.09.2021

Prince Kundal ...Petitioner

Versus

State of Punjab ...Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. Himanshu Puri, Advocate, for the petitioner.

Mr. Ajay Pal Singh Gill, DAG, Punjab,
assisted by ASI Harparshad.

(proceedings conducted through video conferencing)

GURVINDER SINGH GILL, J. (Oral)

1. The petitioner has approached this Court seeking grant of anticipatory bail in respect of a case registered against him vide FIR No.19 dated 16.01.2020 at Police Station City Kapurthala, District Kapurthala, under Sections 420/406/175 IPC.
2. At the time of issuance of notice of motion, the following order was passed:

“Learned counsel for the petitioner submits that in the year 2014 one Narinder Singh i.e. son of the complainant had approached the petitioner for seeking petitioner’s consultancy services for sending the said Narinder Singh and his wife to Canada and regarding which an amount of Rs.2.25 lakhs had been paid by Narinder Singh to the petitioner. However, subsequently a dispute arose and said Narinder Singh filed a complaint with the police at Gurdaspur which was settled and an amount of Rs.2 lakhs

was transferred by the petitioner in the account of said Narinder Singh in the year 2015.

Learned counsel for the petitioner has submitted that on account of greed, the complainant has now filed an identical complaint on the basis of which the FIR in question has been lodged wherein it has now been alleged that an amount of Rs.5.25 lakhs had been paid in the year 2014 to the petitioner including an amount of Rs.3 lakhs in cash. Learned counsel has submitted that the aforesaid FIR is absolutely false and the falsity would be evident from the fact that the same has been lodged after 5 years of alleged occurrence.

Notice of motion for 6.7.2020.

xx xx xx”

3. Learned State counsel upon instructions has informed that pursuant to interim directions issued by this Court, the petitioner has since joined investigation and is not required for any custodial interrogation.
4. Having regard to the aforestated position from where it is apparent that the petitioner has joined investigation and his custodial interrogation is not required, the petition is accepted and the interim directions issued by this Court vide order dated 02.03.2020 are hereby made absolute subject to the condition that the petitioner shall join investigation as and when called upon to do so and cooperate with the Investigating Officer and shall also abide by the conditions as provided under Section 438 (2) Cr.P.C.

14.09.2021

Vimal

(GURVINDER SINGH GILL)
JUDGE

Whether speaking/reasoned: **Yes/No**
Whether reportable: **Yes/No**