

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

Sr. No.201

CRM-M-23042-2020

Date of decision: 21.01.2021

Balwinder Singh

....Petitioner

versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. Ravi Malhotra, Advocate
for the petitioner.

Mr. B.S. Sewak Addl. A.G., Punjab.

Mr. Naveen Upadhyay, Advocate,
for the complainant.

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DEEPAK SIBAL, J. (Oral)

Case taken up through video conferencing.

Through the present petition filed under Section 438 Cr.P.C. the petitioner seeks the grant of anticipatory bail in FIR No.71 dated 16.05.2020 registered under Section 420/120-B IPC and Section 13 of Punjab Travels Professionals Regulation Act, 2014 at Police Station Goraya, District Jalandhar.

Briefly stated, the case of the prosecution is that the petitioner took money from the complainant to send and settle his son in Canada and later sent him to Thailand where he was arrested as the petitioner had provided his son with forged visa.

Learned counsel for the petitioner submits that the petitioner has been falsely implicated in this case; there is no other criminal case in which the petitioner is involved; under the interim orders passed by this Court the petitioner has not only joined the investigation but has also fully cooperated with the investigating agency and that in any case the matter between the petitioner and the complainant has been compromised making his chances of conviction extremely bleak.

Learned State counsel submits that under the interim orders passed by this Court the petitioner has not only joined the investigation but has also fully co-operated with the investigating agency and that his custodial interrogation is not required by the State.

After considering the above noticed facts especially the statement made by the learned State counsel that the petitioner has joined the investigation and his custodial interrogation is not required as also submission raised by learned counsel for the complainant that the petitioner and the complainant have compromised the matter, the order of this Court dated 09.09.2020, granting ad interim anticipatory bail to the petitioner is made absolute.

Nothing observed herein-above shall be considered to be an expression of opinion by this Court on the merits of the case.

(DEEPAK SIBAL)
JUDGE

January 21, 2021
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Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No