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

**CRM-M-22648-2020
Date of Decision: 13.01.2021**

Parkash Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. B.S. Aulakh, Advocate,
for the petitioner.

Mr. B.S. Sewak, Additional Advocate General, Punjab.

Mr. G.S. Sandhu, Advocate,
for the complainant.

SUDIP AHLUWALIA, J. (ORAL)

This is a petition filed under Section 438 of the Code of Criminal Procedure by the petitioner, seeking anticipatory bail in case FIR No.12 dated 21.01.2020, under Sections 420 and 120-B of the Indian Penal Code, registered at Police Station Lambi, District Sri Muktsar Sahib.

2. Ld. State Counsel submits that the petitioner has joined investigation, but the amount of Rs.47 Lacs withdrawn from the Bank is yet to be recovered from his wife Paramjit Kaur. He has also sent up a copy of the

statement given by the complainant under Section 164 of the Code of Criminal Procedure, perusal of which goes to show that she has stood by her complaint.

3. As already noted in Para Nos.4 and 5 of the previous order dated 13.10.2020, the disputed amount of Rs.47 Lacs had been encashed by the petitioner's wife Paramjit Kaur by verifiable Bank Transaction records, and some part of the same was deposited in the account of her daughter, who has attained the age of majority.

4. In this view of the matter, this Court is of the opinion that at this stage, custodial interrogation of the petitioner is not required as he is not the actual recipient of the money in question, which had admittedly been encashed by his wife Paramjit Kaur by way of Bank transactions.

5. For the aforesaid reasons, the order of interim bail passed earlier on 13.10.2020 is, hereby, confirmed.

6. Disposed off.

13.01.2021

Apurva

(SUDIP AHLUWALIA)
JUDGE

1. Whether speaking/reasoned: Yes/No

2. Whether reportable: Yes/No