

In virtual Court

CRM-M-36155-2021

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-36155-2021 (O&M)
Date of decision: 03.09.2021

Simranjit Kaur

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Piyush Khanna, Advocate
for the petitioner.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of anticipatory bail in FIR No.132 dated 25.06.2021 under Sections 406, 120-B IPC, registered at Police Station Dasuya, District Hoshiarpur.

Learned counsel for the petitioner submits that as per allegations in the FIR, registered at the instance of complainant Jaswinder Singh, he is having estranged relations with his wife Mandeep Kaur. It is further stated that there was a joint account, in which amount of Rs.41,23,943/- was lying deposited for obtaining visa for U.K. by his wife, but she could not get the visa. Thereafter, in order to go to some other country, on asking of the agent, she transferred Rs.20.00 lacs in her two individual accounts and remaining amount kept pending in the joint account.

Learned counsel for the petitioner further submits that the

petitioner was not named in the FIR, however, she was later on nominated on the basis of disclosure statement of Mandeep Kaur, who was arrested and stated that she has withdrawn the amount in connivance with petitioner Simranjit Kaur and her brother-in-law Daljit Singh. It is further submitted that there is no allegation of transfer of any amount in the account of petitioner, therefore, only allegation is that Mandeep Kaur acted on her advice, when she transferred Rs.20.00 lacs in her own (Mandeep Kaur's) accounts. It is also submitted that said Mandeep Kaur has now been released on regular bail by the Additional Sessions Judge vide order dated 23.08.2021.

Notice of motion.

On asking of the Court, Mr. H.S. Multani, AAG, Punjab accepts notice on behalf of the respondent-State and submits that during the investigation, it is found that when a new account was opened by Mandeep Kaur, wife of the complainant, mobile number of co-accused Daljit Singh was given, however, there is no allegation that any amount was transferred in favour of the petitioner.

After hearing learned counsel for the parties and considering the aforesaid facts and circumstances of the case, this petition is allowed and the petitioner is granted the concession of anticipatory bail subject to the conditions envisaged under Section 438 (2) Cr.P.C.

[ARVIND SINGH SANGWAN]
JUDGE

03.09.2021

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Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No