

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

203

CRM-M-32014-2020

DATE OF DECISION: 12.07.2021

SATNAM SINGH

... Petitioner(s)

Versus

STATE OF PUNJAB

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Vibhor Bansal, Advocate for the petitioner.

Mr. Dhruv Dayal, Senior DAG, Punjab.

Mr. Gaganpreet Singh Bal, Advocate for the complainant.

ANUPINDER SINGH GREWAL, J. (ORAL)

Heard through video conferencing.

The petitioner is seeking anticipatory bail in FIR No.0232 dated 20.09.2020, under Section 420 IPC, registered at Police Station Shri Hargobindpur, District Batala.

A coordinate Bench of this Court, on 15.10.2020, had passed the following order:-

“This matter is being taken up for hearing through video conferencing due to outbreak of the pandemic, COVID-19.

Learned counsel for the petitioner reiterates that there is no evidence on record to show that a sum of Rs.70 lakhs was ever received by the petitioner. It is contended that it is not possible that the complainants, who have returned from Dubai and Bahrain, would have given such a large sum of money to the petitioner without any receipt or documentation.

At this stage, Mr. Bal, submits that property had been sold by the complainant and amount in question had been given to the petitioner. However, at this stage, he is unable to produce any receipt/cheque etc., of the amount allegedly handed over to the petitioner.

Learned counsel for the State prays for more time to file status report. At request of learned counsel for the State, adjourned to 08.12.2020.

In the meanwhile, petitioner shall appear before the Investigating Officer as and when directed by the Investigating Agency. He shall fully cooperate in the investigation of this case. In the event of his arrest, petitioner shall be released on interim bail to the satisfaction of Investigating Officer. Petitioner shall comply with the conditions stipulated in Section 438(2) Cr.P.C.”

Learned State counsel has filed the status report by way of an affidavit of DSP, Sub Division Sri Hargobindpur. He, while referring to the status report, states that although the petitioner has joined investigation but he is not cooperating. It is also submitted in the status report that the petitioner has submitted an affidavit wherein it is stated that he is a proprietor of M/s Punjab Motors & Kalra Enterprises and he has financial dispute with a firm based in Delhi and complaints under Section 138 of the Negotiable Instruments Act are pending against him in Delhi.

Learned counsel for the complainant states that in view of the serious allegations against the petitioner, he is not entitled to the concession of anticipatory bail. He also contends that the complainants had paid money after raising the same from their own source including by borrowing from relatives. He, however, contends that documents in this regard are not readily available.

Heard.

In view of the above, especially when the petitioner having joined investigation, the order dated 15.10.2020 granting interim bail to the petitioner is made absolute.

However, the petitioner shall abide by the conditions stipulated under Section 438(2) Cr.P.C. He shall also join investigation as and when called upon to do so.

The petition stands disposed of.

(ANUPINDER SINGH GREWAL)
JUDGE

12.07.2021

SwarnjitS

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