

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

201

CRM-M-42580-2020

Decided on : 26.10.2021

Jagtar Singh

... Petitioner

Versus

State of Punjab and another

... Respondents

CORAM : HON'BLE MR.JUSTICE G.S. SANDHAWALIA

Present: Mr. PKS Phoolka, Advocate
for the petitioner.

Mr. V.G. Jauhar, Sr. DAG, Punjab
for respondent No.1.

None for respondent No.2.

(The proceedings are being conducted through video
conferencing, as per instructions.)

G.S. Sandhawalia, J. (Oral)

The petitioner in the present petition filed under Section 438 Cr.P.C. seeks grant of anticipatory bail in FIR No.54 dated 25.07.2020 under Sections 406, 420, 34 IPC registered at Police Station Hathur, Ludhiana (Annexure P-1).

The first petition was dismissed on 31.08.2020 mainly on the ground that the sum of Rs.3.5 lakhs as directed had not been paid to the complainant-respondent No.2. Thereafter, present petition was filed.

It is not disputed that the demand draft of Rs.3.5 lakhs in favour of complainant-respondent No.2 Kuldeep Singh has been furnished. The dispute as such was regarding the daughter of the petitioner who is residing in Canada and not getting in touch with the respondent No.2 for the purposes of the immigration, though they had got married in India. It is the case of the complainant that they had rendered expenses on her going abroad and thus they have been cheated.

An effort was made to resolve the dispute by sending the matter to Mediation Centre, but it did not see the light of the day.

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Counsel for the respondent No.2 has not put in appearance and the position was also same on the last date i.e. 17.09.2021.

Counsel for the State on instructions has also submitted that the petitioner has joined investigation on 15.01.2021 and that nothing as such is now to be recovered from him as such. Therefore, this Court is of the opinion that no useful purpose will be served to deny the petitioner the benefit of the interim order, which has already been granted on 08.01.2021.

Accordingly, the present petition is allowed by confirming the order dated 08.01.2021.

October 26, 2021
Naveen

(G.S. SANDHAWALIA)
JUDGE

Whether speaking/reasoned:

Yes/No

Whether Reportable:

Yes/No