

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

(212)

CRM-M-2578-2022

Date of decision: - 04.08.2022

Satvir Singh

....Petitioner

Versus

State of Haryana

.....Respondent

CORAM : HON'BLE MR. JUSTICE VIKAS BAHL

Present:- Mr. B.S. Jattana, Advocate
for the petitioner.

Mr. Praveen Bhadu, AAG, Haryana.

Mr. Kuldeep Choudhary, Advocate
for Mr. S.K. Verma, Advocate,
for the complainant.

VIKAS BAHL, J. (ORAL)

This is the first petition under Section 438 of Cr.P.C. for grant of anticipatory bail to the petitioner in case FIR No.0180, dated 28.10.2021, under Sections 420, 406, 506 & 34 IPC and Sections 10 and 24 of Immigration Act, 1983, registered at Police Station Alewa, District Jind.

On 29.04.2022, a Co-ordinate Bench of this Court was pleased to pass the following order:-

“Present application has been filed under Section 438 Cr.P.C. seeking anticipatory bail in case FIR No. 0180, dated 28.10.2021, under Sections 420, 406, 506, 34 IPC and Sections 10 and 24 of Immigration Act, 1983, registered at Police Station Alewa, District

Jind.

The FIR was lodged on the complaint of one Rajender, who stated that the petitioner informed the complainant that his son-Sunil Kumar was working in Ukraine and that the petitioner would send the son of the complainant to Ukraine. Rs. 6,75,000/- were demanded. Rs.2,50,000/- were given in cash to the petitioner. A total amount of Rs.4,25,000/- was transferred into the account of Sunil Kumar through banking channels. However, the son of the complainant was not sent to Ukraine nor was the amount returned.

Learned counsel for the petitioner denies that the petitioner has received any money from the complainant. He in fact states that the petitioner has disowned his son on account of the fact that he had to face similar allegations in two other cases because of the act of his son. He states that the petitioner is not in contact with his son since last three years. Petitioner is ready and willing to join the investigation.

Adjourned to 04.08.2022.

Meanwhile, in the event of arrest, the petitioner shall be released on interim anticipatory bail to the satisfaction of the Arresting/Investigating Officer, subject to the conditions provided under Section 438 (2) Cr.P.C. The petitioner is also directed to join the investigation and cooperate with the Investigating Agency, as and when required.

(HARINDER SINGH SIDHU)
JUDGE

29.04.2022”

Learned counsel for the petitioner has submitted that in pursuance of the above-said order, the petitioner has joined the investigation.

Learned State counsel, on instructions from HC Anoop Singh, has submitted that the petitioner has joined the investigation on 26.05.2022 and is not required for further investigation.

Keeping in view the abovesaid facts and circumstances moreso, the facts which have been noticed in abovesaid order dated

29.04.2022 and also the fact that the petitioner has joined the investigation and is not required for further custodial interrogation, the present petition is allowed and the interim order dated 29.04.2022 is ordered to be made absolute.

However, nothing stated above shall be construed as a final expression of opinion on the merits of the case and the trial would proceed independently of the observations made in the present case which are only for the purpose of adjudicating the present bail application.

August 04, 2022
naresh.k

(VIKAS BAHL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No