

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

210

CRM-M-6552-2022

Date of Decision: 19.09.2022

Neha Gautam @ Ashima & another ...Petitioners

Versus

State of Punjab & another ...Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. Sarju Puri, Advocate, for the petitioners.

Mr. Luvinder Sofat, DAG, Punjab,
assisted by ASI Krishan Chand.

None for respondent No.2.

GURVINDER SINGH GILL, J. (Oral)

1. The petitioners have approached this Court seeking grant of anticipatory bail in respect of a case registered vide FIR No.231 dated 04.11.2019 at Police Station Phase I, District SAS Nagar, under Sections 406/420/120-B IPC and Section 13 of the Punjab Travel Professionals (Regulation) Act, 2014.
2. The FIR in question was lodged at the instance of Prem Kumar (respondent No.2), wherein it has been alleged that the petitioners alongwith others have defrauded him of an amount of Rs.7,96,000/- on the pretext of sending the complainant and his family abroad.
3. On the last date of hearing i.e. 15.02.2022, since learned counsel for the petitioners submitted that the parties had entered into a compromise, this Court passed the following order:

“Although, this is the second petition for grant of anticipatory bail, but there has been a substantial change of circumstances inasmuch as the parties are stated to have compromised.

Notice of motion for 19.9.2022.

At this stage, Mr. Neeraj Madaan, Advocate, has put in appearance on behalf of respondent No.2 and has filed memo of appearance on his behalf. Power of attorney be filed on or before the next date of hearing. Meanwhile, in the event of arrest, the petitioners be released on interim bail subject to their furnishing personal bonds and surety bonds to the satisfaction of Arresting/Investigating Officer. However, the petitioners shall join the investigation as and when called upon to do so and cooperate with the Arresting/Investigating Officer and shall abide by the conditions as provided under Section 438 (2) Cr.P.C.”

4. Learned State counsel upon instructions has informed that pursuant to interim directions issued by this Court, the petitioners have since joined investigation and are not required for any custodial interrogation.
5. Having regard to the aforestated position, wherein the petitioners have joined investigation and the parties are stated to have compromised, the petition is accepted and the interim directions issued by this Court vide order dated 15.02.2022 are hereby made absolute subject to the condition that the petitioners shall join investigation as and when called upon to do so and cooperate with the Investigating Officer and shall also abide by the conditions as provided under Section 438 (2) Cr.P.C.

19.09.2022

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(GURVINDER SINGH GILL)
JUDGE

Whether speaking/reasoned: **Yes/No**

Whether reportable: **Yes/No**