

**208 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH
(through video conferencing)**

CRM-M-7970-2021
Decided on : 10.01.2022

Karan Kaura

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Vijay Rana, Advocate
for the petitioner.

Mr. Rehat Bir Singh Mann, DAG, Punjab.

Mr. Sandeep Arora, Advocate
for the complainant.

Manjari Nehru Kaul, J.

The present petition has been filed under Section 438 Cr.P.C., for grant of anticipatory bail to the petitioner in case FIR No.85 dated 20.12.2020 under Section 406/498-A IPC 1860 registered at Police Station Women District Ludhiana.

On the last date of hearing i.e. 05.01.2022, learned State counsel on instructions from ASI Joginder Singh 19.02.2021 had submitted that though the petitioner had joined investigation, however, he had not been cooperating with the investigating agency. Learned counsel for the petitioner had then sought a short adjournment to get instructions as to whether the petitioner was willing to return the amount of Rs.5 lakhs, which was paid to him through cheque by the father of the complainant.

Learned State counsel assisted by counsel for the complainant on instructions from ASI Joginder Singh, while opposing the grant of anticipatory bail to the petitioner, has submitted that the petitioner has yet not cooperated with the investigating agency and has not even returned the

amount of Rs. 5.00 lakhs paid to him by the father of the complainant through cheque. A prayer has been made for dismissal of the instant petition, as the custodial interrogation of the petitioner is required.

Learned counsel for the petitioner, however, on instructions submits that the said amount already stood returned in cash to the father of the complainant. Learned counsel for the complainant has, however, strongly disputed the said submissions and reiterated the allegations levelled against the petitioner in the FIR in question.

Heard learned counsel for the parties and perused the material available on record.

In the wake of the petitioner not cooperating with the investigating agency despite having been given enough opportunities, this Court is not inclined to extend the extraordinary concession of anticipatory bail to the petitioner. Accordingly, the present petition stands dismissed.

10.01.2022
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(MANJARI NEHRU KAUL)
JUDGE

Whether speaking/reasoned:
Whether reportable :

Yes/No
Yes/No