

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

**CRM-M-27940-2022
Date of decision: 01.07.2022**

Narender Singh and another

...Petitioners

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Vikram Singh, Advocate
for the petitioners.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioners pray for grant of anticipatory bail in FIR No. 162 dated 05.05.2022, registered under Sections 406, 420, 370 of the IPC and Section 24 of the Immigration Act, 1983 at Police Station Ram Nagar Karnal, District Karnal.

Learned counsel for the petitioners, at the very outset, submits that petitioner No. 1 Narender Singh is aged about 66 years and is 100% blind, whereas his wife, i.e. petitioner No. 2 Surender Kaur, is aged about 59 years and is a housewife.

Learned counsel further submits that son of the petitioners is residing abroad and the allegations in the FIR are that the complainant has paid an amount of Rs. 4,60,000/- to the petitioners for sending his son abroad.

It is further submitted that without prejudice to the right of defence of the petitioners, they are ready to deposit an amount of Rs. 2,00,000/- with the Illaqua Magistrate, which may be kept in an FDR, subject to final outcome of the case.

Notice of motion.

Mr. Deepak Kumar Grewal, DAG, Haryana and Mr. G. S. Sandhu, Advocate, who are present in Court, accept notice on behalf of the respondent-State and complainant, respectively.

Learned State counsel as well as learned counsel for the complainant do not dispute the factual position.

After hearing learned counsel for the parties, without making any comment on the merits of the case, considering the fact that the petitioners are elderly people and have volunteered to deposit Rs. 2,00,000/- with the Illaqua Magistrate, the present petition is allowed. The petitioners are granted the concession of anticipatory bail, subject to the conditions envisaged under Section 438(2) Cr.P.C.

However, it will be open for the Investigating Officer to call upon the petitioners to join investigation, if so required, by issuing them a written notice in this regard.

The petitioners will deposit the amount of Rs. 2,00,000/- with the Illaqua Magistrate within a period of 15 days from today, which will be kept in an FDR, subject to final outcome of the case.

01.07.2022

Waseem Ansari

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No