

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-40670-2021 (O&M)
Date of decision: 05.01.2022

Ranjit Singh and another

...Petitioners

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Vipin Mahajan, Advocate
for the petitioners.

Mr. Joginder Pal Ratra, DAG, Punjab.

Mr. A.P.S. Rehan, Advocate
for the complainant.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of anticipatory bail in FIR No.77 dated 09.07.2021 under Section 420 IPC, registered at Police Station Ghuman, Police District Batala, District Gurdaspur.

While granting interim bail to the petitioners, following order was passed by this Court on 29.09.2021: -

“...FIR was lodged on the complaint of one Harinder Pal Singh who stated that Gurbir Singh alongwith Ranjit Singh and Jatinder Pal Kaur (petitioners No. 1 and 2) have opened a company for affixing names plates on the houses of people. They told the

complainant that if he invests some amount in their company, he could earn an amount of Rs. 50000/- per month. Accordingly, complainant invested an amount of Rs. 1250000/- by arranging a loan which was deposited in the bank account given by Gurbir Singh and petitioners showing that account of fourth partner of company. However, no amount was returned to complainant. Ultimately, when complainant insisted, then an amount of Rs.250000/- was deposited by Ranjit Singh (petitioner No. 1) in the account of complainant. Gurbir Singh also gave a cheque of Rs. 200000/- which was encashed by complainant. Other than aforesaid amount, nothing invested by complainant has been returned nor complainant got any amount from the company.

Learned counsel for petitioners while referring to statement of accounts of M/s Priya Trading Company in Axis Bank states that an amount of Rs. 1250000/- which complainant alleged was invested by him on the asking of petitioners and co accused was infact deposited in the account of M/s Priya Trading Company on 1.8.2016. This amount is clearly reflected in the statement (Annexure P-4). He further states that an amount of Rs. 200000/- which complainant alleged has been returned to him by co accused Gurbir Singh was infact on account of sending the son of Gurbir Singh abroad. For the same reason, the petitioner had deposited Rs. 250000/- with the complainant. The amount of Rs. 500000/- which complainant alleged was transferred by petitioner

through cheque in the account of Jatinder Pal Kaur (petitioner No. 2) and into the account of co accused Gurbir Singh were infact received by them from M/s Priya Trading Company in lieu of investment and not from the complainant...”

Learned counsel for the petitioners submits that in pursuance of the aforesaid order, the petitioners have joined the investigation and are not required for any further investigation.

Learned State counsel, on instructions from ASI Kartar Singh, has not disputed the factual position and states that the petitioners are no more required for any further investigation.

In view of the above, this petition is allowed and the interim bail granted to the petitioners vide order dated 29.09.2021 is made absolute subject to the conditions envisaged under Section 438 (2) Cr.P.C.

05.01.2022
vishnu

[ARVIND SINGH SANGWAN]
JUDGE

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No