

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

CRM-M-43198-2021 (O&M)

Date of decision: 30.05.2022

Indu Rana

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Navkiran Singh, Advocate
for the petitioner.

Mr. Himmat Singh, DAG, Haryana

Mr. Fateh Saini, Advocate
for the complainant.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No. 362 dated 04.09.2021, registered under Sections 406, 420 of the IPC at Police Station Baldev Nagar, District Ambala.

The operative part of the order dated 13.10.2021, vide which the petitioner has been granted interim bail, is reproduced below:

“Learned counsel for the petitioner submits that services of Lawyer in US were availed on behalf of brother of the complainant through daughter of the petitioner. Petitioner is an old single mother and her daughter Shikha Sharma is living in USA. Learned counsel further submits that in fact an amount of Rs.10 lacs was received by the daughter of the petitioner through Hawala. An amount of 12,000/- dollors was paid to Jahid Hussain, Consultant Global Attorney Services for representing Gurmel Ram before the concerned authority in a case of Asylum claim.

Learned counsel for the petitioner admits that after

making good the payment, remaining amount of Rs.2 lacs was returned to the complainant in India. Learned counsel further submits that power to arrest is something different then the justification for arresting the petitioner. Petitioner is ready to settle the issue with the complainant party.

Notice of motion for 18.01.2021.”

Thereafter, on 05.04.2022, it was noticed that a settlement/agreement is arrived at between the parties and as per its Clause 6(i), it is settled that a total amount of Rs. 5,80,000/- shall be paid as full and final settlement.

Learned counsel for the petitioner submits that the petitioner has already the entire amount through RTGS to the complainant. This fact is not disputed by learned counsel for the complainant.

Learned counsel for the petitioner submits that the petitioner, in pursuance to the order dated 13.10.2021, has already appeared before the SHO/Investigating Officer and has joined the investigation.

Learned counsel for the State, on instructions from the Investigating Officer, has not disputed the factual position and submits that the petitioner has joined the investigation and is no more required for any further investigation.

In view of the above, the present petition is allowed and the interim bail granted to the petitioner, vide order dated 13.10.2021, is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

30.05.2022

Waseem Ansari

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No