

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

CRM-M-44307-2021 (O&M)

Date of decision: 10.01.2022

Bhisham Parkash

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

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

Mr. Joginder Pal Ratra, DAG, Punjab.

Mr. Yashpal Thakur, Advocate
for the complainant.

(Through video conferencing)

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No. 123 dated 25.09.2021, registered under Sections 420, 120-B of the IPC and Section 13 of the Punjab Travel Professionals (Regulation) Act, 2014 at Police Station Khamano, District Fatehgarh Sahib.

The operative part of the order dated 29.10.2021, vide which the petitioner has been granted interim bail, is reproduced below:

“Learned counsel for the petitioner submits that petitioner is the maternal uncle of the son of the complainant and they are closely related and as per allegations in the FIR, the petitioner introduced the complainant with a travel agent for sending his son to Canada, however, the son of the complainant could not be sent to Canada. Later on, on 03.09.2018, the petitioner told that complainant's son can be sent to South Korea and

the son of the complainant was sent to South Korea.

Learned counsel for the petitioner further submits that there is no allegation of cheating as the parties are closely related to each other.

Learned State counsel could not dispute the factual position, however, learned counsel for the complainant submits that an amount of Rs. 5 Lakh was paid to the petitioner for the said purpose.

In reply, learned counsel for the petitioner submits that in fact it is a money dispute between the family.

Adjourned to 10.01.2022.”

Learned counsel for the petitioner submits that the petitioner, in pursuance to the order dated 29.10.2021, has already appeared before the SHO/Investigating Officer and has joined the investigation.

Learned counsel for the State, on instructions from the Investigating Officer, assisted by learned counsel for the complainant, 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 petition is allowed and the interim bail granted to the petitioner, vide order dated 29.10.2021, is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

10.01.2022

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No