

CASE HEARD THROUGH VIDEO CONFERENCING

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M No.54749 of 2021 (O&M)

Decided on: 03.03.2022

Manwinder Singh Khara

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR JUSTICE ARVIND SINGH SANGWAN

Present : Mr. Rahul Rampal, Advocate for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

Mr. M.S. Bedi, Sr. Advocate
with Ms. Gagandeep Kaur, Advocate for the complainant.

ARVIND SINGH SANGWAN, J. (Oral)

CRM-876-2022

Heard.

Allowed as prayed for and the document (Annexure P-3) is
taken on record subject to all just exceptions.

CRM-M-54749-2021 (O&M)

The petitioner prays for grant of anticipatory bail in FIR
No.268 dated 29.10.2021 registered under Sections 420, 120-B IPC at
Police Station Civil Lines, District Amritsar.

The operative part of the order dated 03.01.2022, vide
which interim anticipatory bail has been granted to the petitioner, is
reproduced as under:-

*“...Learned counsel appearing on behalf of the
petitioner inter alia contends that as per the allegations
levelled in the FIR, the amount in question is stated to
have been invested in the projects purportedly floated by
the father of the petitioner under the pretext that the said*

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amount shall be doubled in a period of about four months. The money is stated to have been transferred in the year 2005. It is further submitted that apart from the documentary transactions of Rs.5 lakhs, no other amount is accounted for. Learned counsel submits that the petitioner runs a separate business of transport and is stationed in SAS Nagar (Mohali) and was not joint in business with his father. It is further submitted that the separation of business was duly verified by the Income Tax Department as well.

Learned counsel lays emphasis on the fact that an inquiry into the complaint was conducted by the Assistant Commissioner of Police and it was submitted by the Inquiry Officer that no criminal offence is made out. However, as a part of pious obligation and to discharge certain liabilities owed by his father (who is currently bedridden) certain payments have been made by the petitioner.

Notice of motion....”

Counsel for the petitioner has submitted that, in pursuance to the order dated 03.01.2022, the petitioner has appeared before the Investigating Officer and has joined the investigation.

Counsel for the State assisted by counsel for the complainant and on instructions from Investigating Officer, has not disputed the aforesaid fact, however, submits that the allegations against the petitioner are serious in nature.

In view of the above, this petition is allowed and the interim bail granted to the petitioner vide order dated 03.01.2022 is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

(ARVIND SINGH SANGWAN)
JUDGE

03.03.2022

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Whether speaking/reasoned
Whether reportable:

Yes/No
Yes/No