

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(204)

CRM-M-54822-2021

Date of Decision : February 04, 2022

Inderjit Singh and another

.. Petitioners

Versus

State of Punjab

.. Respondent

(Through Video Conferencing)

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Rahul Bhargava, Advocate, for the petitioners.

Mr. Kirat Singh Sidhu, Deputy Advocate General, Punjab.

HARSIMRAN SINGH SETHI J. (ORAL)

The petitioners are seeking anticipatory bail in FIR No.91 dated 13.11.2021 registered under Sections 406, 420 and 120-B of the Indian Penal Code, 1860 at Police Station Nurmahal, District Jalandhar.

Learned counsel for the petitioners contends that the petitioners have joined investigation in terms of order passed by the Coordinate Bench of this Court dated 03.01.2022. Order dated 03.01.2022 is as under:-

“The petitioners have filed the instant petition for seeking concession of pre-arrest bail in case FIR No. 91 dated 13.11.2021 registered at Police Station Nurmahal, District Jalandhar for offence under Sections 406, 420 and 120-B IPC.

Learned counsel for the petitioners inter alia contends that the false allegations have been levelled against the petitioners about the petitioners involved in the business of

sending people abroad. It is stated that petitioner No.1 runs a dairy farm business and petitioner No.2 is a social worker who has won various awards. It is further submitted that the parents of the complainant used to reside abroad that the complainant himself have visited U.K. in the year 2013. There would be no reason why the complainant to pay money without any valid receipt.

Learned counsel appearing on behalf of the petitioners further contends that the role of the petitioners is at par with other accused Prince Bhogal to whom concession of interim bail has already been granted by this Court vide order dated 02.12.2021 passed in CRM-M-50323 of 2021.

Notice of motion.

Pursuant to supply of advance copy, Mr.S.S. Deol, DAG, Punjab, has appeared and accepted notice on behalf of respondent-State.

Learned State counsel does not dispute that the case of the petitioners is at par with that of co-accused Prince Bhogal (supra).

To come up on 02.02.2022 for further consideration.

To be listed along with CRM-M-50323 of 2021.

The petitioners are directed to join the investigation forthwith. In the event of their arrest, they shall be released on interim bail to the satisfaction of the Arresting Officer/Investigating Officer on his furnishing bail bonds/surety bonds to the satisfaction of the Arresting Officer/Investigating Officer subject to the following conditions:-

(i) That they shall make themselves available for interrogation by the police officer as and when required.

(ii) That they shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade them from disclosing the said facts to the Court or to any police officer.

(iii) That they shall not leave India without prior permission of the Court.

(iv) That they shall abide by all the conditions as enshrined under Section 438 (2) Cr.P.C.”

Learned State counsel, on instructions from ASI Paramjit Singh, states that in terms of the order passed by the Coordinate Bench of this Court reproduced before, the petitioners have joined the investigation and no further interrogation of the petitioners is required at this stage.

Learned counsel for the petitioners undertakes that petitioners will join investigation and also cooperate with the investigating agency in case they are required for the same in future as well.

In view of the above, the order dated 03.01.2022 granting interim bail to the petitioners is made absolute.

However, the petitioners shall abide by the conditions stipulated under Section 438(2) Cr.P.C. They shall also join investigation as and when called upon to do so.

In case at any given point of time hereinafter, it is felt by the investigating agency that petitioners are required for the investigation but are not cooperating, they will be at liberty to approach this Court for passing appropriate orders.

The petition stands disposed of.

February 04, 2022
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No