



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

**CRM-M-23942-2024**

**Date of Decision : 20.08.2024**

**ARSHDEEP SINGH**

.....Petitioner(s)

***VERSUS***

**STATE OF PUNJAB**

.....Respondent(s)

**CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI**

Present : Mr. B.S.Aulakh, Advocate,  
for the petitioner(s).

Mr. Sahil R. Bakshi, AAG, Punjab.

**KULDEEP TIWARI, J.(Oral)**

1. On 20.05.2024, a co-ordinate bench of this Court had passed the hereinafter extracted order, upon the instant petition:-

“Short reply by way of affidavit of Shamsher Singh, PPS, Deputy Superintendent of Police, Sub Division, Faridkot, District Faridkot on behalf of respondent/State of Punjab has been filed in Court, which is taken on record.

Learned counsel for the petitioner submits that even as per allegations leveled in the FIR, no amount has ever been deposited in the account of the petitioner, who happens to be an employee of Deepak Sharma, who was running the Immigration Firm namely SBE, Visa Immigration Consultation Center at Faridkot.

Adjourned to 30.07.2024.

In the meanwhile, petitioner will join investigation before the Investigating Officer as and when called. In the event of his arrest, the Arresting Officer would admit him on interim bail, till the next date of hearing, on his furnishing adequate bail bonds/ surety bonds to his satisfaction. The petitioner is directed to abide by all the conditions as envisaged under Section 438(2) of Code of Criminal Procedure, 1973. ”

2. Despite the specific direction (*supra*), the petitioner failed to join the investigation, and thereupon this Court vide order dated 30.07.2024, directed him to re-join the investigation, subject to payment of cost of Rs.5,000/- to be deposited in the DLSA concerned.

3. Today, learned counsel for the petitioner submits that the petitioner has joined investigation and has also deposited the cost as imposed upon him, and has produced a photocopy of the receipt thereof, which is taken ordered to be taken on record.

4. Today, the learned State counsel has, on instructions imparted to him by ASI Raj Singh, stated that pursuant to the making of the hereinabove extracted order, though the petitioner has joined investigation, however, recovery of amount is yet to be effected from the petitioner.

5. Since the petitioner has joined investigation and this Court is of the view that the present petition is for seeking anticipatory bail which cannot be converted into a suit for recovery, and petitioner's further custodial interrogation is not required except the recovery of the amount, therefore, the hereinabove extracted interim order dated 20.05.2024, is hereby made **absolute**, subject to the hereinafter extracted conditions:-

- “(i) the petitioner(s) shall not commit an offence similar to the present offence;
- (ii) the petitioner(s) shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case;
- (iii) the petitioner(s) shall make himself/herself available for interrogation by a police officer as and when required.”

6. This order should not be treated as “blanket” order. It will not be read granting petitioner(s) indefinite protection from arrest. It shall be confined to the FIR mentioned *ibid* and will not operate in respect of any other incident that involves commission of an offence.

7.           Needless to say that anything observed hereinabove shall not  
be construed to be an opinion on the merits of the case.

**August 20, 2024**  
*dharamvir*

**(KULDEEP TIWARI)**  
**JUDGE**

Whether speaking/reasoned.    :

Whether Reportable.            :

Yes/No

Yes/No