



CRM-M-42512-2024

-1-

217

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-42512-2024

Date of Decision:- 28.10.2024

Madhu Sudan Singh alias Goldy

....Petitioner

Vs.

State of Punjab

...Respondent

CORAM:-HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present:- Mr. Hitesh Chopra, Advocate
for the petitioner.

Mr. Neeraj Madaan, Sr. DAG, Punjab.

Mr. P.B.S. Goraya, Advocate
for the complainant.

AMARJOT BHATTI, J.

Petitioner – Madhu Sudan Singh alias Goldy has filed instant petition under Section 438 Cr.P.C. for grant of anticipatory bail in FIR No. 210 dated 05.11.2020, under Sections 323, 324, 427, 452, 506, 326, 34 of IPC, registered at Police Station Cantonment, District Police Commissionerate, Amritsar (Annexure P-1).

2. As per the facts of case, Rajwinder Kaur alias Raj gave her statement that she is wife of Retired Inspector Swinder Singh. Madhu Sudan Singh alias Goldy was known to their family for the last 13-14 years. He was Teacher in Government School, Town Hall (Mall Mandi),



Amritsar and he was doing business of sale and purchase of property. He offered them to make some investment in property and in pursuance of this, she gave ₹13 lakhs in cash. In the year 2014, he showed a plot measuring 1022 Sq. Yards in Palm Grove Colony, Auk Wood Line near Ekam Dhaba, Ajnala Road, Amritsar, with boundary wall, one room and gate was installed. Said property was purchased by giving cash of ₹27 lakhs and keys of said property were handed over to them. They requested Madhu Sudan Singh to hand over sale deed but he put off the matter on one pretext or the other. Finally she came to know that Madhu Sudan Singh had executed sale deed of said property in favour of his wife Poonam. On 03.11.2020, she was present in house alongwith her daughter-in-law Navjot Kaur, servant Beero and husband of servant Tara Singh, when at about 05:15 PM, Madhu Sudan Singh alongwith his relatives Gurdev Singh and Jatinder Kaur alias Jyoti forcibly entered her house. Madhu Sudan Singh attributed injuries caused to her with sickle (datar). He alongwith other co-accused caused her injuries and dragged her. Her daughter-in-law and both servants tried to rescue her. On alarm raised by her, persons from neighborhood gathered there and thereafter, aforesaid assailants left the spot by extending threats and abuses.

3. Learned counsel for petitioner argued that allegations levelled against him are false. In fact, present FIR is counter-blast to allegations levelled by Gurdev Singh against complainant who duped sum of ₹13 lakhs from Gurdev Singh on the pretext of sending her daughter Jobanpreet



Kaur abroad. Petitioner is a Government employee and was colleague of complainant. She was working as a Clerk in Government Girls Senior Secondary School, Raja Sansi, Amritsar and she was into the business of Visa consultation. She grabbed huge amount from Gurdev Singh. She was charge-sheeted by Vigilance for corruption proceedings and her services were terminated. Her husband is retired police official and present FIR has been registered under the influence of her husband. Investigation was carried out and cancellation report was submitted alongwith investigation report, which are Annexures P-3 and P-4. Regarding injuries allegedly suffered by complainant, Board of Doctors was constituted. Present petitioner is falsely implicated and he is ready to join the investigation.

4. Status report is filed, confirming the factual position. In FIR, present petitioner is specifically named. It is confirmed that cancellation report in aforesaid FIR was submitted on 01.11.2021 and on the statement of complainant Rajwinder Kaur, cancellation report was not accepted and it was returned for re-investigation vide order dated 27.07.2024. Now, further investigation is being carried out.

5. Learned counsel representing complainant has also opposed the anticipatory bail petition. It is pointed out that there are specific serious allegations against petitioner who is required to join investigation. Therefore, he is not entitled to the concession of anticipatory bail.

6. I have considered the arguments and have gone through the record. Facts of the case indicate that investigation in this case was carried



CRM-M-42512-2024

-4-

out and ultimately cancellation report in FIR was submitted alongwith investigation report, which are Annexures P-3 and P-4. However, cancellation report was not accepted by Illaqa Magistrate on account of statement given by complainant. There are allegations and counter-allegations. Fact remains that present petitioner has joined investigation and ultimately cancellation report was submitted. He is still ready to join investigation as and when required.

In the light of aforesaid factual position, anticipatory bail petition filed by petitioner – Madhu Sudan Singh is allowed. He be not arrested. In case of his arrest, he be released on bail to the satisfaction of Arresting/Investigating Officer concerned, subject to condition that petitioner will join investigation as and when required. He will not tamper with or interfere with investigation and will not leave country without prior permission as provided under Section 438(2) Cr.P.C.

7. Pending miscellaneous application(s), if any, stand disposed of accordingly as well.

28.10.2024

lalit

(AMARJOT BHATTI)
JUDGE

Whether speaking/reasoned:
Whether reportable:

Yes/No
Yes/No