



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

213

CRM-M-48415-2024

Date of decision: 12.12.2024

Amrik Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Rajesh Bhatheja, Advocate
for the petitioner.

Mr. Amit Rana, Sr. DAG, Punjab.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short, 'BNSS') in case FIR No.0003 dated 02.01.2024 under Sections 420, 406 of the IPC, 1860 registered at Police Station Kot Ise Khan, District Moga.

2. On 26.09.2024, while noticing the following submissions made by the learned counsel for the petitioner, this Court had granted the concession of interim bail to the petitioner and asked him to join investigation:-

“Learned counsel for the petitioner inter alia contends that a perusal of the FIR in question which has been annexed as Annexure P-1 reveals that there are no allegations levelled against the petitioner of having lured the complainant into parting with money for the purpose of sending the complainant and his wife abroad; the allegations, if any, are levelled against co-accused Harjit Kaur (daughter in law of the petitioner). Learned counsel further submits that not even a single penny was alleged to

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have been demanded, much less paid, to the petitioner, by the complainant.

On a pointed query as to whether the petitioner has ever been booked in any other case of similar nature, learned counsel has categorically replied in the negative.”

3. Learned counsel for the petitioner submits that in compliance of order dated 26.09.2024, the petitioner has joined investigation and cooperated with the investigating agency.

4. Learned State counsel, on instructions, does not dispute the factum of the petitioner having joined investigation and cooperated with the investigating agency. He, on further instructions, submits that the petitioner is not required for further investigation much less for his custodial interrogation.

5. In view of the above, the petition is allowed and interim order dated 26.09.2024, is made absolute subject to the conditions laid down in Section 482(2) of the BNSS.

12.12.2024

(MANJARI NEHRU KAUL)
JUDGE

Vinay

Whether speaking/reasoned

:

Yes/No

Whether reportable

:

Yes/No