

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

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1.

CRM-M-51652-2023
Date of decision: 25.07.2024

Jaideep alias Jacky

.....Petitioner

Versus

State of Punjab and another

.....Respondents

2.

CRM-M-45898-2023
Date of decision: 25.07.2024

Sukhwinder Kaur

.....Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Ruhani Chadha, Advocate
for the petitioners.

Mr. Navdeep Singh, DAG, Punjab.

Ms. Rishma Verma, Advocate
for respondent No.2-complainant (through VC).

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioners are seeking the concession of anticipatory bail under Section 438 of the Cr.P.C. in case FIR No.98 dated 26.07.2023 under Sections 406, 420 of the Indian Penal Code, 1860 and Section 13 of the Punjab Travel Professional (Regulations) Act, 2014 registered at Police Station Subhanpur, District Kapurthala.
2. Learned counsel for the petitioners submits that in compliance of orders dated 03.11.2023 and 14.09.2023, the petitioners have joined investigation and cooperated with the investigating agency.

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3. It has been submitted by learned State counsel, on instructions from ASI Dalwinder Singh, that no doubt the petitioners have joined investigation, however, an amount of Rs.14,10,000/- which was taken by the petitioners on the pretext of sending the complainant to Canada has not yet been recovered.

4. Learned counsel for the petitioners has, however, argued that a false and fabricated case has been planted upon the petitioners as admittedly except for Rs.50,000/- each having been deposited in the bank accounts of the petitioners no amount much less the remaining Rs.13,10,000/- had ever been deposited in their respective accounts and the remaining amount was allegedly paid in cash.

5. On a pointed query, learned State counsel has not disputed that the petitioners are not involved in any other criminal case much less a case of similar nature.

6. In view of the above, both the petitions are allowed and interim orders dated 03.11.2023 and 14.09.2023, are made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

25.07.2024

Vinay

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No

(MANJARI NEHRU KAUL)

JUDGE