

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

CRM-M No.29696 of 2017
Date of decision: 31st August, 2017

Harwinder Singh @ Mohit Bhoparai

... Petitioner

Versus

State of Punjab & another

... Respondents

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present: Mr. Subhash Kumar, Advocate for the petitioner.
Mr. Sandeep Kumar, Dy. Advocate General, Punjab
for respondent No.1/State.

FATEH DEEP SINGH, J. (O&M)

Allegations against the petitioner Harwinder Singh @ Mohit Bhoparai in this petition filed under Section 439 Cr.P.C. seeking regular bail in case FIR No.206 dated 14.08.2016 registered at Police Station Division No.7, Police Commissionerate, Jalandhar under Sections 406/420/120-B IPC and Section 24 of the Immigration Act, 1983, are that during the period of year 2011 onwards he had been duping different persons on the pretext of sending them abroad and in the present case complainant Kamal Dev respondent No.2 has been allegedly duped of Rs.10.00 lacs on the pretest of sending him to UK but failed to do so.

Contentions of the learned counsel for the petitioner are that the petitioner is behind bars since more than 1 year in this case and that investigations and trial are not likely to conclude in near future.

Though on behalf of the State, strong opposition has been put forth by learned State counsel on the grounds that petitioner is facing such allegations in almost more than 19 cases and thus, was not entitled to bail.

Appreciating the submissions, keeping in view the period of incarceration and as has been submitted by learned counsel for the petitioner that he has been released on bail in all these cases which could not be refuted by learned State counsel and without feeling necessity to advert on to the merits of the case, in the light of period of incarceration and the fact that investigation and trial are certainly not likely to conclude in near future, this Court is of the opinion that further detention of the petitioner in the present case is unwarranted. Accordingly, he is ordered to be released on regular bail subject to his furnishing heavy bail bonds to the satisfaction of Chief Judicial Magistrate/Duty Magistrate, Jalandhar.

The petition stands disposed off accordingly.

(FATEH DEEP SINGH)
JUDGE

August 31, 2017

rps

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