

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

CRM No.M-982 of 2017 (O&M)

Date of Decision: 01.03.2017

Sagar Manocha

... Petitioner

Versus

State of Punjab

... Respondent

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. Vivek Salathia, Advocate for
Mr. D. S. Gandhi, Advocate for the petitioner.

Ms. Harpreet K. Athwal, DAG, Punjab.

....

TEJINDER SINGH DHINDSA.J.

This order shall dispose of the instant petition filed under Section 438 Cr.P.C. seeking concession of pre-arrest bail to the petitioner in case FIR No.224, dated 07.07.2015, under Section 13 of the Punjab Prevention of Human Smuggling Act, 2012, registered at Police Station Civil Lines, District Amritsar.

Prosecution version is that the present petitioner along with co-accused had sent Rakesh Saini son of the complainant to Saudi Arabia against a sum of Rs.1.70 lakhs but Rakesh Saini upon reaching Saudi Arabia has not been released salary and in fact has been tortured.

During the course of arguments, it has gone uncontroverted that in the inquiry conducted by the Investigating Agency, it was found that Rakesh Saini had been sent through Star Travel Agency for a period of two years and on the basis of a valid work permit.

Learned State counsel, who is on instructions from ASI Jaspal concedes that Star Travel Agency is an authorized agency and that the present

petitioner is only a employee of such agency.

Counsel has also been apprised that in pursuance to notice of motion order dated 16.01.2017, the petitioner has already joined investigation.

Accordingly, the prayer made in the present petition is accepted. Petition is disposed of in terms of making order dated 16.01.2017 passed by this Court as absolute.

01.03.2017

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**

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| i) | Whether speaking/reasoned? | Yes |
| ii) | Whether reportable? | No |