

In the High Court of Punjab and Haryana at Chandigarh

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Criminal Misc. No.M-11772 of 2018

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Date of decision:04.10.2018

Prem Kumar

.....Petitioner

v.

State of Punjab

.....Respondent

....

Present: Mr. Jasraj Singh, Advocate for the petitioner.

Mr. Karanbir Singh, Assistant Advocate General, Punjab
for the respondent-State.

.....

Inderjit Singh, J.

The petitioner has filed this petition under Section 438 Cr.P.C.
for grant of anticipatory bail in case FIR No.21 dated 9.2.2018 registered
for the offences under Sections 406 and 420 IPC at Police Station
Chabbewal, District Hoshiarpur.

Notice of motion has been issued in this case.

Mr. Karanbir Singh, learned Assistant Advocate General,
Punjab has put in appearance on behalf of the respondent-State and
contested this petition.

I have heard learned counsel for the petitioner as well as
learned State and have gone through the record.

As per the allegations in the FIR, Lovedeep Singh talked to the
complainants-Mandeep Singh and Jaswinder Singh that he and his father
Prem Kumar are jointly running a Travel Agency and had sent lot of people

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abroad and asked them to meet his father Prem Kumar. As per the allegations, Prem Kumar demanded ₹3 Lakhs each in advance and ₹2.50 Lakhs each on reaching Macau after getting job. As per the allegations, they paid ₹6 Lakhs and the complainants were sent to Macau, but the obligation that son of the petitioner will arrange job was not fulfilled.

The petitioner has already joined the investigation. He is not required for custodial interrogation. No useful purpose will be served by sending the petitioner to custody.

Keeping in view the facts and circumstances of the present case; without discussing the facts in minute detail and without expressing any opinion on the merits of the case, I find merit in this petition and the same is allowed. The interim order dated 20.4.2018 passed by this Court granting interim bail to the petitioner is made absolute. However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions of Section 438 (2) Cr.P.C.

October 04, 2018.

(Inderjit Singh)
Judge

hsp

NOTE:	Whether speaking/reasoned:	Yes
	Whether reportable:	No