

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-25413-2018 (O&M)

Date of decision: 02.07.2018

Smriti
2018.07.03 17:27
I attest to the accuracy and
integrity of this document

Jasbir Singh @ Jasvir Singh

.. Petitioner

Vs.

State of Punjab

.. Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr.H.P.S.Ghuman, Advocate
for the petitioner.

Mr. Sidakmeet Singh Sandhu, AAG, Punjab.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of regular bail to the petitioner in case FIR No. 0048 dated 10.06.2017 under Sections 420,406 and 120-B IPC registered at Police Station Khanauri, District Sangrur.

Counsel for the petitioner submits that as per the allegations in the FIR, the complainant had paid the amount to the petitioner for sending his son to USA. Counsel further submits that, in fact, Harwinder Singh (son of the complainant) had gone on 06.05.2016 from Toronto, Canada to Georgetown, Guyana and later on, he was sent back to Delhi as he was not medically fit.

Counsel further submits that as per the allegations in the FIR, the complainant has even entered into an agreement for return of the amount and the petitioner has issued certain cheques regarding which complaints under Section 138 of the Negotiable Instruments Act, are already filed. Counsel further submits that co-accused-Bhupender Singh has been granted concession of regular bail by the Illaqa Magistrate. He further submits that the petitioner is no more required for further investigation as the police has completed the investigation.

Learned State counsel, on instructions from Investigating Officer, submits that report under Section 173 Cr.P.C. will be presented before the Illaqa Magistrate within one week.

Without commenting anything upon the merits of the case, considering the fact that the petitioner is no more required for further custodial investigation; report under Section 173 Cr.P.C. is ready with the prosecution; co-accused Bhupinder Singh is already granted the concession of regular bail and also in view of the fact that the offences are triable by the Court of Magistrate and it will take sometime for conclusion of the trial, the petitioner is directed to be released on bail, subject to his furnishing bail/surety bonds to the satisfaction of the trial Court/Illaqa Magistrate.

[ARVIND SINGH SANGWAN]
JUDGE

02.07.2018.
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Whether speaking/reasoned : Yes/No
Whether Reportable : Yes/No