

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

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CRM-M-35037-2018 (O&M)

Date of Decision : 16.08.2018

Gurmail Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:HON'BLE MR. JUSTICE P.B.BAJANTHRI

Present: Mr. Amit Dhawan, Advocate for the petitioner.

P.B. BAJANTHRI, J.(ORAL)

In the present petition, petitioner seeks anticipatory bail under the provision of Section 438 Cr.P.C. for grant of anticipatory bail in FIR No. 115 dated 10.07.2018 registered under Sections 406, 420, 506, 120-B IPC 24, 24(1) (b), 24(1) (f), 24(1) (g) Immigration Act, 1983 at Police Station Sadar, Jalandhar.

2. This court is coming across time and again relating to cheating of persons who intends to go abroad and work at the behest of travel agent and others. The travel agents and others are involved in cheating and luring general public by assuring them they would be sent to foreign country and get a job there. They duped lakhs of rupees of the innocent job seeker.

3. Here is a case where the complainant has specifically stated that Rs.10,23,950/- has been given to Rupinder Kaur w/o Sukhwant Singh, Sukhwant Singh and Gurmail Singh. The assurance given to the complainant that he would be sent to Australia. In the present matter there is allegation against the petitioner and others with regard to duping of money fraudulently possessing of cheque book and ATM card of the complainant and even the vehicle of the complainant. If he is granted benefit of anticipatory bail in that

case it would be impossible for the

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Investigating Agency to recover the amount, cheque book, ATM card and vehicle. Prima facie it is case of custodial interrogation. If the petitioner is innocent, in that case, he would come out with clean hand from investigation.

4. In view of these facts and circumstances, petitioner has not made out a case so as to get benefit of anticipatory bail. It is matter of investigation and other procedure. Accordingly, petition stands dismissed.

16.08.2018

pooja saini

(P.B. BAJANTHRI)
JUDGE

Whether speaking/reasoned?

Yes/No

Whether reportable?

Yes/No