

210 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-4893-2019(O&M)

Date of decision:07.03.2019

Sunil Dutt

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present: Mr. Gurpal Singh Sandhu, Advocate
for the petitioner.

Mr. K.S.Aulakh, DAG, Punjab.

RAJBIR SEHRAWAT, J. (ORAL)

Prayer in this petition filed under Section 439 of Cr.P.C. is for grant of bail pending trial in case FIR No.140 dated 18.08.2018 under Sections 420, 467, 468, 471, 506, 201, 120-B of IPC, registered at Police Station City Sri Muktsar Sahib, District Sri Muktsar Sahib.

Learned counsel for the petitioner contends that the petitioner is not involved in any business of sending people abroad. The petitioner is alleged to have only introduced the complainant to one Sanjeev Kumar. Even as per case of the police, the petitioner was given passport and Rs.1 Lakh. However, even in the FIR, it is mentioned that the said amount was deposited in the account of above said Sanjeev Kumar. Besides this, although there are allegation of the petitioner accompanying the complainant, while going for meeting Sanjeev Kumar, however, there are no allegation of the petitioner receiving any other amount from the complainant. Still further, it is submitted by the counsel for the petitioner that the petitioner is in custody since 04.09.2018. Challan has already been filed in this case. The petitioner is not required for any investigation

purposes. It is also submitted that the co-accused Sanjeev Kumar has already been released on bail pending trial by this Court.

On the other hand, learned State counsel submits that there is one more case of similar nature against the petitioner. There are direct allegations against the petitioner qua his participation in the crime. However, it is not disputed that in the present case, challan has already been filed; the petitioner is in custody since 04.09.2018 and that the other co-accused Sanjeev Kumar has already been released on bail pending trial.

In view the above, but without expressing any further opinion on the merits of the case, the present petition is allowed. The petitioner is ordered to be released on bail pending trial subject to his furnishing bail bonds/surety to the satisfaction of the Trial Court/Duty Magistrate, concerned.

(RAJBIR SEHRAWAT)
JUDGE

07.03.2019
Hemlata

Whether speaking/reasoned
Whether reportable

Yes / No
Yes / No