

Crl. Misc. No. M-15968 2018

Date of Decision: January 07, 2019

Pawan Kumar Sharma

.....Petitioner

versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR.JUSTICE SUDHIR MITTAL

Present:- Mr. Puneet Sharma, Advocate
for the petitioner

Mr. Luvinder Sofat, AAG Punjab

Mr. Simranjit Singh, Advocate
for the complainant**Sudhir Mittal, J. (Oral)**

The present petition has been filed for grant of anticipatory bail to the petitioner in case FIR No. 27 dated 18.03.2018, registered under Section 420 IPC and Section 13 of the Punjab Prevention of Human Smuggling Act, 2012 at Police Station Bhadson, District Patiala.

Interim protection was granted to the petitioner because it had been submitted on his behalf that his only role was of getting the complainant in touch with the travel agent and that no money was paid to him nor did he go with the complainant to Hyderabad. A perusal of order dated 23.07.2018 shows that learned State counsel had made a statement on instructions from Investigating Officer that the call detail record of the petitioner indicate that he had accompanied the complainant to Hyderabad and there are three other cases pending against him.

Learned counsel for the petitioner submits that he is not aware of any other pending cases and that the petitioner has joined the investigation, thus, the

interim protection granted to him be confirmed.

The submission is without any merit. The submission of learned State counsel is categoric regarding pendency of three other similar cases against the petitioner. The submission that the petitioner has joined investigation pursuant to interim protection granted by this Court is also patently incorrect as currently the petitioner is lodged in Central Jail, Ludhiana in FIR No. 35 dated 11.04.2018 registered at Police Station Doraha as is apparent from the statement made by the learned State counsel on 23.07.2018. Thus, the petition has no merit and is, accordingly, dismissed.

January 07, 2019

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[SUDHIR MITTAL]
JUDGE

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No