

**CRM-M-13530-2019**

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

**CRM-M-13530-2019**

**Date of Decision: 23.05.2019**

Harwinder Singh alias Vicky

... Petitioner

Versus

State of Punjab

... Respondent

**CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH**

Present: Mr. Rajiv Joshi, Advocate,  
for the petitioner.

Mr. Dhruv Dayal, Sr. DAG, Punjab.

**INDERJIT SINGH, J. (Oral)**

Petitioner has filed this petition under Section 438 of the Code of Criminal Procedure, 1973 (for brevity, 'Cr.P.C.') for grant of anticipatory bail in case FIR No.45 dated 15.02.2019, registered at Police Station Model Town Hoshiarpur, under Sections 406 and 420 of the Indian Penal Code read with Section 24 of the Immigration Act, 1983.

Notice of motion was issued in this case. Learned State counsel 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 counsel and gone through the record.

Learned counsel for the petitioner contends that when the complainant has allegedly paid ₹4 lakh to the petitioner, he (petitioner) was

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deposited in the bank account of Kailash Bahl, mother-in-law of travel agent-Inderjit Singh as per the bank statement.

In pursuance of the interim order dated 26.03.2019 passed by this Court, the petitioner has already joined the investigation. He is not required for custodial interrogation. Therefore, no useful purpose will be served by sending him to custody.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case, I find merit in this petition and the same is allowed. The order dated 26.03.2019, 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.

**23.05.2019**

parveen kumar

**(INDERJIT SINGH)**  
**JUDGE**

|              |                           |   |     |
|--------------|---------------------------|---|-----|
| <b>Note:</b> | Whether speaking/reasoned | : | Yes |
|              | Whether reportable        | : | No  |