

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-20927-2019

Date of Decision: 16.07.2019

Inderjeet Baath

.. Petitioner

Vs.

State of Hayrana

..Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Ashit Malik, Advocate for the petitioner.

Mr. Chetan Sharma, AAG, Haryana.

...

Inderjit Singh, J. (Oral)

Petitioner Inderjeet Baath has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.66 dated 29.01.2019, registered at Police Station City Thanesar, District Kurukshetra, under Sections 406, 420, 506 and 120-B of the Indian Penal Code, 1960 and Section 24 of the Immigration Act, 2000.

Notice of motion was issued.

Learned State counsel has appeared 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 have gone through the record.

From the record, I find that as per the prosecution version, the present petitioner along with other co-accused promised the complainant to send his son, namely, Lovedeep Singh to America and took Rs.16.5 lacs. As per the FIR, the son of the complainant was firstly sent to Dubai and then to Cambodia and thereafter to small countries and he came back to

India in May, 2017.

As per the prosecution version, the boy is now in America, but has gone through other sources. Main accused Pardeep Kumar Jindal has already been granted the benefit of anticipatory bail by this Court vide order dated 30.04.2019.

In pursuance of the interim order dated 08.05.2019, passed by this Court, the petitioner has already joined the investigation. He is not required for custodial interrogation. No useful purpose would be served by sending the petitioner to custody. Otherwise also, he is entitled to the benefit of anticipatory bail on the ground of parity.

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 08.05.2019, 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.

16.07.2019
Jasmine Kaur

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
No