

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-51962-2018

Date of decision: 25.02.2019

Sujoy Biswas

... Petitioner

Vs.

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Vivek Arora, Advocate for the petitioner.

Mr. M.S. Nagra, AAG, Punjab.

Ms. Amandeep Kaur, Advocate and
Mr. Sandeep Gahlawat, Advocate for the complainants.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of regular bail in FIR No.20 dated 29.08.2018 under Sections 406, 420, 467, 468, 471, 120-B IPC, registered at Police Station Dhakoli, Zirakpur, District SAS Nagar (Mohali).

Learned counsel for the petitioner submits that as per allegations in the FIR, the petitioner, along with other accused persons, has allured the complainants for giving some money on account of providing job in Vistara Airlines and have cheated them. It is further submitted that the petitioner is in custody since 29.08.2018 and is no more required for further custodial interrogation; challan stands presented before the trial Court; offences are triable by the Court of Magistrate and it will take some time in conclusion of the trial. Learned counsel further submits that the petitioner has already deposited the amount of Rs.5.83 lacs with the trial Court.

Learned counsel for the petitioner has further submitted that co-

accused Samiran Biswas has already been granted the concession of regular bail and one another co-accused Rohit Kumar has been granted the concession of anticipatory bail by this Court in CRM-M-46945-2018.

Learned State counsel, on instructions from ASI Gulshan, has not disputed the fact that the petitioner has deposited the amount of Rs.5.83 lacs with the trial Court.

Learned counsel for the complainants have however submitted that the amount involved in this petition is on higher side and there are total 18 victims, who have been cheated.

Without commenting anything further on merits of the case, considering the fact that the petitioner is in custody since 29.08.2018; he has deposited Rs.5.83 lacs with the trial Court; he is no more required for further custodial investigation; offences are triable by the Court of Magistrate and it will take some time in conclusion of the trial, this petition is allowed and the petitioner is directed to be released on regular bail subject to furnishing his bail/surety bond to the satisfaction of the trial Court/Illaq Magistrate/Duty Magistrate.

The trial Court is directed to keep the aforesaid amount in the shape of FDR, as directed vide order dated 24.01.2019, subject to final outcome of the case.

Petition is disposed of.

[ARVIND SINGH SANGWAN]
JUDGE

25.02.2019
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Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No