

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-26962-2019

Date of decision: 08.07.2019

Amit Ahmad

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Rohit Kaushik, Advocate
for the petitioner.

Mr. Jagmohan Ghumman, DAG, Punjab.

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, District SAS Nagar.

Learned counsel for the petitioner submits that as per allegations in the FIR, the accused persons have allured the complainants to give money on account of providing job in an airline and have cheated them. It is further submitted that the petitioner is in judicial custody since 29.04.2019 and co-accused of the petitioner namely Sujoy Biswas has already been granted the concession of regular bail vide order dated 25.02.2019 passed in CRM-M-51962-2018 and one of the co-accused namely Rohit Kumar has been granted the concession of anticipatory bail vide order dated 20.02.2019 passed in CRM-M-46945-2018. Learned counsel further submits that the petitioner is ready to deposit an amount of Rs.3.20 lacs with the trial Court subject to final outcome

of the trial.

Learned counsel for the petitioner has further submitted that the petitioner is first offender; he is not involved in any other case and in fact, he himself has given a complaint, as the petitioner has himself given Rs.20.00 lacs for the purpose of doing the business.

Learned State counsel, on instructions from ASI Gulshan Sharma, has not disputed the fact that an amount of Rs.3.20 lacs was deposited in the account of the petitioner, however, submits that some of the complainants have been cheated.

Without commenting anything on merits of the case, considering the fact that the petitioner is in custody since 29.04.2019 and undertakes to deposit Rs.3.20 lacs with the trial Court; he is no more required for further interrogation and the offences are triable by the Court of Magistrate, 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. This will however be subject to deposit of Rs.3.20 lacs with the trial Court.

The trial Court will keep the amount of Rs.3.20 lacs in an FDR subject to final outcome of the case.

Petition is disposed of.

[ARVIND SINGH SANGWAN]
JUDGE

08.07.2019
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Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No