

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

216

CRM-M-26878 of 2019

DATE OF DECISION: 09.07.2019

Amarjit Singh

... Petitioner(s)

Versus

State of Punjab

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Dr. P.K. Sekhon, Advocate
for the petitioner.

Mr. Dhruv Dayal, Senior DAG, Punjab.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking anticipatory bail in FIR No.47 dated 16.03.2019 under Sections 406/420 IPC and Section 13 of Punjab Prevention of Human Smuggling Act, 2012, registered at Police Station Sultanpur Lodhi, District Kapurthala.

Learned counsel for the petitioner contends that the allegations against the petitioner are that the complainant had paid a sum of Rs.7,70,000/- to Gurjpal Singh on the pretext of sending his son to USA. She also contends that there is no allegation that any money was paid to the petitioner and his role in the FIR is that Gurjpal Singh has stated that his agent is Dr. Parvinderjit Singh who is having Vansh Travelling Agency and further has the petitioner as his main agent. She also contends that the petitioner is not involved in any other case of similar nature and co-accused, namely, Parvinderjit Singh has been granted anticipatory bail by the Coordinate Bench in CRM-M-24234 of 2019 on 29.05.2019.

This Court, by the order dated 17.06.2019, had directed the petitioner to appear before the Investigating Officer and join the investigation and in the event of his arrest, he was to be released on ad-interim bail to the satisfaction of the Investigating/Arresting Officer, subject to the conditions envisaged under Section 438(2) Cr.P.C.

Learned State counsel, upon instructions from ASI Manjeet Singh, states that the petitioner has joined investigation but the money has to be recovered from him. However, learned State counsel is not in a position to controvert the aforesaid submissions of the learned counsel for the petitioner.

In view of the submissions of learned counsel for the petitioner and the fact that co-accused Parvinderjit Singh has been granted anticipatory bail and petitioner has joined investigation, the order dated 17.06.2019 granting interim bail to the petitioner is made absolute.

However, the petitioner shall abide by the conditions stipulated under Section 438(2) Cr.P.C. He shall also join investigation as and when called upon to do so.

The petition stands disposed of.

09.07.2019

rakesh

(ANUPINDER SINGH GREWAL)
JUDGE

Whether speaking/reasoned	:	Yes / No
Whether reportable	:	Yes / No