

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

**CRM-M No. 26959 of 2019
Date of Decision:-04.07.2019**

Ranjit Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present:- Ms. Sukhveer Kaur, Advocate for
Mr. R.K. Arya, Advocate
for the petitioner.

Mr. Ramdeep Partap Singh, DAG, Punjab.

MANOJ BAJAJ J.(Oral)

Petitioner Ranjit Singh has filed the present petition under Section 439 Cr.P.C. for grant of regular bail pending trial in case FIR No.0004 dated 23.1.2019, under Sections 420, 465, 468, 471, 467 and 120-B IPC and Section 24 of the Emigration Act, 1983, registered at Police Station Division 1, District Pathankot. Petitioner is in custody since 26.02.2019.

As per FIR, complainant and others impressed with an advertisement published in the newspaper for facilitating visit to Kuwait for providing job, they contacted R.K. Enterprises. On the false pretext of

providing job in Kuwait, petitioner had duped the complainant and others by getting Rs.40,000/- each from them and a total sum of Rs.2,80,000/- was collected by the petitioner. However, neither the complainant and others were sent abroad for doing job nor the amount was returned to them. On these broad allegations, the FIR was registered against the petitioner.

Learned counsel for the petitioner contends that the case is triable by the Magistrate and the investigation of the case is complete. According to him, further custody of the petitioner is not required. He submits that the trial is yet to start and it will take sufficient time to conclude. He prays that the petitioner be released on regular bail pending trial. It is also pointed that the petitioner is not involved in any other case.

Learned State counsel, who is assisted by ASI Ashok Kumar opposed the prayer for grant of regular bail to the petitioner on the ground that the offence is serious in nature and seven persons were induced by the petitioner, who had paid him Rs.40,000/- each on the false pretext of sending them to Kuwait for doing job and thereby the petitioner made a wrongful gain of Rs.2,80,000/-. However, it is not disputed that the investigation of the case is complete and the challan stands filed and witnesses are yet to be examined.

Considering the nature of the offences, which are triable by Magistrate, and the fact that the trial is yet to commence and is likely to consume some time, further detention of the petitioner may not be justified. Therefore, without meaning any expression of opinion on the merits of the case, it is ordered that the petitioner be released on regular bail subject to

his furnishing the requisite bail bonds and surety bonds to the satisfaction of the trial Court.

The petition is allowed.

July 04, 2019
Vijay Asija

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned	Yes / No
Whether Reportable	Yes / No