

In the High Court of Punjab and Haryana at Chandigarh

236

CRM-M-33740-2019 (O & M)
Date of Decision: August 27, 2019

GURAJPAL SINGH @ GAGAN

.....PETITIONER

VERSUS

STATE OF PUNJAB

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

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

Ms. Sudipti Sharma, Addl. AG, Punjab.

ANUPINDER SINGH GREWAL, J (ORAL)

The petitioner is seeking regular bail in FIR No. 47, dated 16.03.2019, under Sections 420, 406, 34 of the Indian Penal Code ('IPC' - for short) 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 he along with co-accused Parvinderjit Singh and Amarjit Singh had taken ₹7,70,000/- from the complainant for sending his son to USA but instead of sending his son to USA, he was sent to Ecuador. He further contends that co-accused Parvinderjit Singh has been granted anticipatory bail by the coordinate Bench of this Court in CRM-M-24234-2019 on 29.05.2019 and co-accused Amarjit Singh has been granted anticipatory bail by this Court in CRM-M-26878-2019 on 17.06.2019. He also contends that the petitioner is not involved in any other case and is in custody for over five months.

Learned State counsel on instructions from ASI Harbhajan Singh states that the challan has been presented but charges are yet to be framed.

Heard.

In view of the submissions of learned counsel for the petitioner especially when the petitioner is in custody for over 05 months, co-accused have already been granted anticipatory bail, he is not involved in any other case and the conclusion of the trial is likely to take some time, I deem it a fit case to grant the concession of regular bail to the petitioner.

Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

(ANUPINDER SINGH GREWAL)
JUDGE

August 27, 2019
A.Kaundal

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