

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

CRM-M-34821-2019

Date of Decision: 23.10.2019

Nirmal Singh and others

...Petitioners

Versus

State of Punjab

...Respondent(s)

CORAM:- HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Karanjit Singh, Advocate for the petitioners.
Mr. SPS Tinna, Addl. Advocate General, Punjab.

ANIL KSHETARPAL, J.

On 03.09.2019, following order was passed by this Court:-

“Petitioners pray for grant of pre-arrest bail in FIR No.17 dated 15.02.2019 registered under Sections 420/120-B of IPC and Section 13 of the Punjab Travel Professional Regulation Act, 2012 at Police Station Raja Sansi, Amritsar.

After hearing learned counsel for the parties and keeping in view the fact that there is no material collected by the Investigating Agency to establish that the petitioners were in the business of sending persons out of country, petitioners are directed to join investigation.

Adjourned to 23.10.2019.

In the meantime, in the event of arrest, the petitioners shall be released on interim bail subject to furnishing personal bonds and surety to the satisfaction of Arresting/Investigating Officer. However, the petitioners shall join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438(2) Cr.P.C

Learned counsel for the State, on instructions from Mr. Pargat

Singh, ASI, has submitted that the petitioners have joined the information,

however, amount paid to the petitioners is still to be recovered.

Learned counsel appearing for the first informant submits that neither the first informant has been sent to Italy nor his amount has been returned.

Essentially the dispute between the parties is a money transaction.

Learned counsel for the State could not draw attention of the Court to any reason for directing custodial interrogation of the petitioners. Non payment of money is to be decided only after evidence is led.

Keeping in view the facts of the case, the above-said order dated 03.09.2019 is made absolute.

Disposed of.

23.10.2019
mks

(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No