

Gurpreet Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present: Mr. I.P.S. Kohli, Advocate
for petitioner.

Mr. K.S. Aulakh, DAG Punjab.

Mr. G.S. Manku, Advocate
for complainant.

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HARINDER SINGH SIDHU, J.

This is a petition filed for grant of bail in case FIR No. 71, dated 14.6.2019, registered under Sections 406, 420 IPC at Police Station Division No. 8, District Jalandhar.

FIR was registered on the complaint of Parwinder Singh Flora. The allegations in the complaint are that complainant has paid Rs. 21,00,000/- to petitioner who is alleged to be proprietor of Safiya Consultants, Khanna for sending complainant and his wife Balbir Kaur to Canada. The complainant also alleged that petitioner had earlier projected himself to be one Jasbir Singh but later on, it came out that the person to whom money was handed over is Gurpreet Singh (petitioner). It was also alleged that in the office of Anti Fraud, Jalandhar, a compromise was entered into between petitioner and complainant, in terms whereof a cheque for an amount of Rs. 16,00,000/- was given to complainant. The cheque however on presentation was dishonoured.

The learned counsel for petitioner has contended that petitioner is in no way connected with Safiya Consultants. He is a scrap dealer. He was forcibly picked up by police on 24.5.2018 from his house and taken to undisclosed place. The police officials also snatched his belongings which contained undated blank cheque No. 000017 drawn on Kotak Mohindra Bank. He states that alleged compromise was signed by him under duress while in custody of police. He states that he has no concern with any Jasbir Singh or with Sofiya Consultants.

The learned State counsel states that investigation in the case is complete and final report under Section 173 Cr.P.C. has been filed.

The petitioner is in custody since 24.5.2019. The trial of the case may take long time. No useful purpose will be served by keeping him in custody till the final disposal of the case.

Keeping in view the facts and circumstances of present case; without expressing any opinion on the merits of the case, this criminal miscellaneous petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing bail bonds and surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

(HARINDER SINGH SIDHU)
JUDGE

10.12.2019

sjks

Whether reasoned order : Yes / No

Whether reportable : Yes / No