

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

CRM-M-48020-2019 (O&M)

Date of decision : 02.12.2019

Sandeep Sharma

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Kushagra Mahajan, Advocate for the petitioner.

Mr. Surinder Pal Singh Tinna, Additional A.G. Punjab.

ANIL KSHETARPAL, J. (ORAL)

Petitioner prays for grant of bail pending trial in a criminal case arising out from FIR No.87 dated 19.08.2019 registered under Sections 420, 120-B of the Indian Penal Code at Police Station Kalanaur, District Gurdaspur.

As per case of the prosecution, co-accused of the petitioner has received an amount of ₹50,00,000/- for helping two nephews of the first informant to immigrate abroad on work visa. From the reading of the FIR, role of the petitioner is that he received ₹3,00,000/- from the first informant.

Investigations are complete. Police report as provided under Section 173 Cr.P.C. has also been filed and charges have been framed.

Learned counsel for the State, on instructions from ASI Palwinder Singh, however, points that the petitioner is also involved in one

more FIR i.e. 128 dated 02.07.2019. Copy of the aforesaid FIR has been placed on file by the counsel for the petitioner. It is apparent that the petitioner was not initially named as an accused in the aforesaid FIR. However, learned counsel for the State submits that later on the name of the petitioner was added as an accused. The case is triable by the Magistrate. Petitioner is in custody for more than 3 months.

Without commenting on the merits of the case and keeping in view the aforesaid facts, the petitioner is directed to be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of the concerned trial Court/Duty Magistrate.

Accordingly, the present petition is allowed.

02.12.2019

Pawan

**(ANIL KSHETARPAL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No