

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-17528-2020
(heard through VC)
Date of decision: 21.07.2020

Ramesh**....Petitioner****V/s.****State of Haryana****.....Respondent****CORAM: HON'BLE MS. JUSTICE RITU BAHRI.**

Present: Mr. Namit Khurana, Advocate for the petitioner.

Mr. Karan Sharma, AAG, Haryana.

Ritu Bahri, J. (Oral)

By this petition, the petitioner is seeking grant of anticipatory bail in case bearing FIR No. 71 dated 28.05.2020 under Sections 406, 420 IPC and 24 of Immigration Act registered at Police Station Kunjpura, District Karnal.

Pursuant to order dated 06.07.2020, the petitioner was to join investigation and he was granted anticipatory bail. Superintendent of Police, Karnal was also directed to personally go into the matter and to file his own affidavit regarding actual investigation conducted on the allegations made by the petitioner.

Reply by way of affidavit of Surender Singh Bhorla, Superintendent of Police, Karnal on behalf of respondent No. 1 has been filed (Annexure A). In para 4 of the affidavit, it is stated that petitioner has joined the investigation and an amount of Rs.10,000/- out of Rs.20,000/- has been recovered from him which he received as commission from Som Nath Gaba, resident of Idmailabad. In his disclosure statement, the petitioner has disclosed that he alongwith Som Nath Gaba were dealing in

sending the persons abroad and in the month of August, 2019, he along with Som Nath and Manish Kumar, resident of Kunjpura went at the house of Pankaj Dahiya at house No. 1943, Sector 7 Karnal and received Rs.10,50,000/- from him out of which Som Nath paid a sum of Rs.20,000/- to him as commission, out of which he has spent Rs.10,000/- and the remaining amount of Rs.10,000/- was recovered from him. On 14.07.2020, bank statement of Account No. 916010057753525 of Axis Bank, Neval in the name of Kapil, Manager was taken into police possession vide recovery memo dated 14.07.2020. Efforts are being made to arrest and join Som Nath Gaba in the investigation of this case but he is escaping from arrest.

Since recovery of Rs.10,000/- has already been made from the petitioner which he received as commission, hence order dated 06.07.2020 granting him anticipatory bail is made absolute.

The present petition is disposed of.

21.07.2020**Divyanshi****RITU BAHRI
(JUDGE)****Whether speaking/reasoned:****Yes/No****Whether reportable:****Yes/No**