

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-18683-2020
Date of Decision 24.8.2020

Vikram Singh

.....Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR.JUSTICE ARUN PALLI, JUDGE

Present : Mr. Keshav Partap Singh, Advocate,
for the petitioner.

Mr. Shivendra Swaroop, AAG, Haryana.
(The aforesaid presence is being recorded through video conferencing
since the proceedings are being conducted in virtual Court).

ARUN PALLI, J. (Oral):

The petitioner prays for an anticipatory bail under Section 438 of the Code of Criminal Procedure, in FIR No. 0398, dated 19.6.2020 under Sections 406/420 IPC, and Section 24 of the Immigration Act, 1983, of the Indian Penal Code, registered at Police Station Sadar Karnal, District Karnal.

Vide order dated July 15, 2020, a Coordinate Bench of this Court had granted ad interim bail to the petitioner:-

“It is, inter alia, contended that the petitioner is not a travel agent and is not involved in the process of sending any person abroad. The petitioner is stated to be running a coaching centre by the name of Genius Education Hub, at Nissing. The complainant, it is submitted, had taken IELTS coaching from the petitioner's institute. The petitioner reliably learnt that the complainant had gone abroad with the help of Hardeep of village Kabulpur, who runs a firm by the name 'BSE Overseas'. Said Hardeep is in custody in another case, therefore, the present petitioner is sought

to be falsely implicated. It is further submitted that the amount of Rs.10 lakhs stated to be deposited through RTGS is in favour of one 'Aurik Industries, Panipat' and the petitioner has no concern or relation with the said company or firm. It is further submitted that the petitioner is not involved in any other criminal case.

Notice of motion.

Ms. Tanushree Gupta, DAG, Haryana accepts notice on behalf of respondent-State. Advance copy of the paper book already stands supplied.

Learned counsel for the State, on instructions from ASI Manjit Kumar, submits that it is one Om Parkash who is responsible in 'Aurik Industries' and he is in custody in another FIR. However, it is submitted that the investigation is still underway and she prays for some time to seek complete instructions. It is, however, verified that the petitioner is not involved in any other criminal case.

At request of learned counsel for the State, adjourned to 24.08.2020.

In the meanwhile, petitioner shall join investigation as and when required by the Investigating Officer. In the event of his arrest, the petitioner shall be released on bail to the satisfaction of Investigating Officer. Petitioner shall comply with the conditions stipulated in Section 438(2) Cr.P.C.”

Affidavit of Rajiv Kumar, Deputy Superintendent of Police, Karnal is taken on record.

Mr. Shivendra Swaroop, learned Assistant Advocate General, Haryana, submits that pursuant to the order passed by this Court, referred to above, the petitioner has since joined the investigation on 8.8.2020.

In the given circumstances and the fact that the petitioner has

AMIT KUMAR
20/08/2020
I attest to the accuracy and
authenticity of this document

joined the investigation, the order dated July 15, 2020, granting ad interim bail to the petitioner, is made absolute.

However, the petitioner shall abide by the conditions stipulated under Section 438(2) Cr.P.C., and shall join the investigation as and when called upon to do so.

The petition stands disposed of, accordingly.

(ARUN PALLI)
JUDGE

24.8.2020
AK Sharma

Whether speaking/reasoned	Yes
Whether reportable	No