

204 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-28746-2020(O&M)

Date of decision: 09.10.2020

Vishu Arora

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Ms.Damini Aggarwal, Advocate for
 Mr. Aakash Gupta, Advocate for the petitioner
 Mr. N.K.Banka, DAG, Punjab

ANIL KSHETARPAL, J. (ORAL)

On 21.9.2020, the following order was passed by this

Court:-

“The petitioner prays for grant of pre-arrest bail in a criminal case arising from FIR No.39, dated 26.6.2019, registered under Section 420 IPC and Section 24 of Immigration Act and Section 13 of the Punjab Travel Professional (Regulation) Act, 2014, at Police Station City Balachaur, District SBS Nagar.

As per the case of the prosecution, petitioner and another Deepak Sachdeva, have received a sum of Rs.1,60,000/- from the first informants namely Satnam Singh and Pritpal Singh, in order to help them in their migration to Dubai. It is alleged that neither the amount has been refunded nor they have helped the first informants to migrate to Dubai.

Learned counsel for the petitioner contends that although the petitioner is only involved in booking of tickets for the airlines, however, keeping in view the facts of the case, he had entered into a settlement with the first informants (Annexure P-2), and has already refunded a sum of Rs. 80,000/-. The

remaining amount was agreed to be paid through a post dated cheque, however, due to spread of COVID-19, which has resulted in total obstruction of the business, the petitioner was not able to pay the remaining amount. He further submits that another sum of Rs.40,000/- has also been paid by the petitioner and now only an amount of Rs.40,000/- remains to be paid.

Notice of motion.

On the request of the Court, Mr. Randhir Thind, DAG, Punjab, accepts notice on behalf of the State of Punjab and prays for time to seek instructions.

Adjourned to 9.10.2020.

Keeping in view the aforesaid facts, it is considered appropriate that let the petitioner join investigation.

In the meantime, in the event of arrest, the petitioner shall be released on interim bail subject to furnishing personal bonds and surety to the satisfaction of Arresting/Investigating Officer. However, the petitioner 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 State counsel on instructions from SI Sikander Singh, has submitted that the petitioner has joined the investigation, cooperated and is not required for further custodial interrogation.

In view of the above, order dated 21.9.2020, is hereby made absolute.

The petition stands allowed.

09.10.2020
rekha

(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned Yes / No

Whether Reportable Yes / No