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

CRM-M No. 52163 of 2019

Date of Decision: 10.02.2020

Ibrahim Onoglede

.....Petitioner

Vs

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Ms. Sona, Advocate
for the petitioner.

Mr. Anmol Malik, AAG, Haryana.

RAJ MOHAN SINGH, J.(Oral)

[1]. Petitioner seeks grant of regular bail under Section 439 Cr.P.C in case bearing FIR No.5 dated 02.01.2017, registered under Sections 419, 420, 467, 468, 471, 120-B IPC and 66-C/66-D, I.T. Act, 2000 and 3/14 of Foreigner Act, 1946 at Police Station Rajendra Park, Gurgaon District Gurgaon.

[2]. After registration of case, the petitioner was granted regular bail by this court vide order dated 25.07.2017 passed in CRM-M-No. 18604 of 2017. He remained in custody before grant of bail from 03.01.2017 till 01.08.2017 i.e. the date on which, he submitted bail bonds.

Thereafter, on 16.01.2018 he did not appear in the Court and was declared Proclaimed Offender vide order dated 28.03.2019. Again he has been arrested on 19.09.2019 and since then he is in custody.

[3]. Learned State counsel on instructions from ASI Harvinder Kumar and Head Constable Vikramjeet, states that two prosecution witnesses have been examined out of 15 witnesses .

[4]. As per the allegation in the FIR, the complainant came in contact with one girl on Facebook and she told him that she is sending Laptop, Gold Watches and some money for the complainant and sent a courier slip. On 13.12.2016, the complainant received a call from Mona to pay Rs. 35,000/- as custom duty. The complainant deposited the said amount and again he received a call that goods have been caught by Income Tax Officer and he has to pay an amount of Rs. 72,500/-. The said amount was also paid by the complainant. Again a call was received by the complainant in the context of Rs.34,600/-, which has to be paid for exchanging the foreign currency into Indian currency. On these allegations, the FIR came to be registered.

[5]. During investigation, one Seema was arrested and

on her disclosure statement, the petitioner was nominated in the present case. Mobile Phone and debit card of accused-Seema have been recovered from the petitioner and Laptop and mobile phone have been recovered from the co-accused.

[6]. At this stage, without meaning anything on the merits of the case, it would be appropriate to enlarge the petitioner on regular bail. Accordingly this petition is allowed. Petitioner is ordered to be released on regular bail subject to his furnishing adequate bail bonds/surety bonds to the satisfaction of the trial Court.

[7]. It would be appropriate to direct the trial Court to impound the passport of the petitioner.

[8]. Nothing expressed hereinabove would be construed to be an expression of any opinion on merits of the case.

February 10, 2020
priyanka

(RAJ MOHAN SINGH)
JUDGE

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No