

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

CRM-M-24463-2021 (O&M)

Date of decision: 06.08.2021

Karamjit Singh

...Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Monty Goyal, Advocate for the petitioner.

Mr. H. S. Sitta, AAG Punjab.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

The petitioner has filed this petition under Section 439 of Cr.P.C. for grant of regular bail in case bearing FIR No. 207 dated 28.08.2018, registered under Sections 406, 420 IPC, Section 24 of the Immigration Act and Section 13 of the Punjab Travel Profession Regulation Act, 2014, at Police Station Tanda, District Hoshiarpur.

Learned counsel for the petitioner states that the petitioner has falsely been implicated in the present case. As alleged by the complainant, initially, the petitioner promised him to send his son to Mexico, but his son

was sent to Doha Qatar and thereafter, he was sent to Bakku, where he was confined in a Jail. The petitioner has nothing to do with the present case and the son of the complainant never went abroad through him at any stage. No document qua sending the son of the complainant to abroad was prepared and no money was taken by the petitioner. The petitioner is in custody since 09.03.2021. There is no other case against the petitioner.

The status report by way of affidavit dated 04.08.2021 of the Deputy Superintendent of Police, Head Quarter, Hoshiarpur-cum-Incharge, Sub-Division Tanda, District Hoshiarpur, submitted by the learned State counsel through email, is taken on record.

Learned State counsel, while opposing the prayer for bail, states that there are specific allegations against the petitioner that he has taken a huge amount from the complainant for sending his son abroad on different dates, hence the petitioner is not entitled to the concession of the bail. He however, does not disputed the custody period of the petitioner, but states that charges have been framed and prosecution witnesses are yet to be examined.

I have heard the learned counsel for the parties.

The petitioner has been in custody since 09.03.2021. Though the case is at the stage of evidence, yet the trial will take time to conclude, especially due to prevailing situation of Covid-19. Thus, no useful purpose would be served by keeping the petitioner behind the bars.

In view of the above, without commenting anything on the

merits, lest it should prejudice the case of either side, the petition is allowed and the petitioner is ordered to be released on regular bail on his furnishing bail and surety bonds to the satisfaction of the learned trial Court/Duty Magistrate.

(HARNARESH SINGH GILL)
JUDGE

06.08.2021
Mangal Singh

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