

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

CRM-M-31607-2021 (O&M)

Date of decision: 01.11.2021

Prabhjeet Singh Bedi

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Subhash Kumar, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

This petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No. 74 dated 19.06.2019, registered under Sections 406, 420 of the IPC; Section 24 of the Emigration Act, 1983 and Section 13 of the Punjab Travel Professionals Regulations Act, 2014 at Police Station Division No. 7, District Police Commissionerate Jalandhar.

Learned counsel for the petitioner submits that as per allegations in the FIR, registered at the instance of complainant Dharambir, it is stated that his sister is a Teacher in a Nursing College and she was informed by one clerk that a person, who is sending people abroad, is known to him and on earlier occasion, some students were sent to Canada through him i.e. the petitioner herein. On this, the sister of the complainant paid Rs. 30,000/- through a cheque and Rs. 73,500/- in cash to petitioner, however, the sister of the complainant was not sent abroad.

Learned counsel further submits that petitioner is in judicial

custody for the last about 10 months; investigation is complete and the offences are triable by the Court of a Magistrate.

Learned counsel has referred to certain orders to submit that in similar circumstances, when the petitioner was involved in some other cases, he was granted the concession of regular bail.

Learned State counsel has filed the custody certificate and submitted that there is a dispute of Rs. 73,500/-, however, it is not disputed that in the other cases, the petitioner is on bail.

After hearing learned counsel for the parties, considering the fact that petitioner is in judicial custody for the last 09 months and 22 days; investigation is complete and the offences are triable by the Court of a Magistrate, wherein conclusion of trial may take some time; the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Illaqa Magistrate, concerned.

01.11.2021

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No