

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

**CRM-M-37309-2020 (O&M)**

**Date of Decision: 22<sup>nd</sup> November, 2021**

Jagdish

... Petitioner

Versus

State of Haryana

... Respondent

**CORAM : HON'BLE MR. JUSTICE AVNEESH JHINGAN**

Present : Mr. Nikhil Chopra, Advocate for the petitioner.

Ms. Geeta Sharma, DAG, Haryana for the respondent-State.

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**AVNEESH JHINGAN , J.(Oral)**

1. Due to COVID-19 situation, the Court is convened through video conference.

2. This petition under Section 439 Cr.P.C. is filed seeking regular bail in FIR No.101, dated 16<sup>th</sup> June, 2020, under Sections 406, 420, 370 IPC and Section 24 of Emigration Act, 1983, registered at Police Station Nigdhu, District Karnal.

2. The allegations in the FIR were that the petitioner along with the co-accused were running a firm and duped the complainant of Rs.15,00,000/- on the pretext of sending him abroad.

3. Learned counsel for the petitioner submits that it is a case of false implication and even the complainant has not supported the case of the prosecution while deposing before the trial Court.

4. Learned State counsel is not in a position to dispute the fact that complainant has not supported the prosecution case. She submits that petitioner is involved in ten more FIRs.

5. Mere involvement of the petitioner in other cases in itself

Would not be a ground to deprive his personal liberty. Considering the fact

that petitioner is in custody since 26<sup>th</sup> June, 2020, no recovery is to be made from him and conclusion of the trial is likely to take time, petitioner is granted bail subject to his furnishing bail bonds to the satisfaction of the Chief Judicial Magistrate/ Duty Magistrate concerned.

6. The petition is allowed.
7. It is clarified that observations made hereinabove shall not be construed as an expression of opinion on the merits of the case.
8. Since the main petition is allowed, pending application, if any, renders infructuous.

(AVNEESH JHINGAN )  
JUDGE

22<sup>nd</sup> November, 2021  
*Parveen Sharma*

Whether reasoned/speaking  
*Whether reportable*

Yes/No  
*Yes/No*