

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

CRM-M-9488-2022

Date of decision: 22.04.2022

Prithvi Singh Rajput**...Petitioner****Versus****State of Punjab****...Respondent****CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN**

Present:- Mr. Bipan Ghai, Sr. Advocate with
Mr. P. S. Bindra, Advocate and
Mr. V. S. Virk, Advocate
for the petitioner.

Mr. Gaurav Garg Dhuriwala, Sr. 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. 150 dated 17.11.2021, registered under Sections 370, 420, 406 of the IPC and Section 13 of the Punjab Travel Professionals (Regulations) Act, 2014 at Police Station Navi Baradari, District Police Commissionerate Jalandhar.

Learned senior counsel for the petitioner submits that as per allegations in the FIR, registered at the instance of Anil Dhanda, in which the petitioner is referred to as accused No. 4, it is stated that his friend Saravjeet Singh was interested to go to America and for obtaining Visa for the same, he was looking for a consultant. He along with his friend met one Robin Talwar, who was working as Manager in a company at Jalandhar. When they approached him, Robin Talwar gave them the number of one Himansh Verma, who used to claim that he could send people to America

through Hungary via Mexico. Thereafter, the complainant came in touch with Himansh Verma and he demanded Rs. 25 Lakh for sending Saravjeet Singh to America through Hungary via Mexico. A token money of Rs. 2 Lakh was paid to him. Thereafter, Himansh Verma called the complainant to his house at Chandigarh and introduced to a lady Chander Kanta, who is the mother of Himansh Verma as a business partner and complainant paid another amount of Rs. 8 Lakh on the asking of Himansh Verma. The petitioner and one Saurav Gaba were also introduced as representative of their company. It is further stated that thereafter, Rs. 15 Lakh was given to Chander Kanta and it was assured that Saravjeet Singh will be sent to America through Hungary via Mexico.

Learned senior counsel further submits that the petitioner was arrested on 24.10.2021 in FIR No. 136, wherein he has already been granted the concession of regular bail by a co-ordinate Bench, vide order dated 23.02.2022 passed in CRM-M-1307-2022.

Learned senior counsel further submits that thereafter, FIR No. 177 as well as present FIR No. 150 were registered, in which the petitioner was taken in custody w.e.f. 24.01.2022.

Learned senior counsel, with reference to report submitted under Section 173 Cr.P.C., submits that the parents of Saravjeet Singh has not come forward to record any statement that either their son is missing or they have any complaint of cheating against the petitioner.

Learned State counsel, on the basis of the report submitted under Section 173 Cr.P.C., has not disputed the factual position, however, it is submitted that since the petitioner is involved in two more FIRs, he may not be granted the concession of regular bail.

After hearing learned counsel for the petitioner, without making any comment on the merits of the case, considering the fact that the petitioner has already been granted the concession of regular bail in case FIR No. 136 and the challan in the present case also stands presented, 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.

22.04.2022

Waseem Ansari

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No