

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

CRM-M-22281-2022

Date of decision : 30.05.2022

Kuldeep Singh

....Petitioner

Vs.

U.T.Chandigarh and another

...Respondents

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Sandeep S.Majithia, Advocate
for the petitioner.

Mr. Shashank Bhandari, Addl.P.P.U.T.Chandigarh.

Mr. Vishal Nehra, Advocate for the complainant.

MANOJ BAJAJ, J.

Petitioner has filed this petition under Section 439 Cr.P.C for grant of regular bail pending trial in case FIR No.0057 dated 11.03.2022 under Sections 406, 420 and 120-B Indian Penal Code, 1860 registered at Police Station Central Sector-17, Chandigarh, who is in custody since his arrest on 24.03.2022.

The contents of the FIR as noticed by the Additional Sessions Judge, Chandigarh in his order dated 11.05.2022 are as under:-

“As is transpired from the record, the FIR in the present case was registered on the complaint filed by Pawan. Allegedly, Kuldeep Singh Gill(present applicant), Simran and Navpreet, office of Quiknoxx Company allured him for sending abroad (Singapore) on work permit. On their demand, he gave them Rs.1,70,000/-. They further gave him job offer documents. But, they neither sent him abroad nor

refunded his amount. During investigation, it was revealed that applicant was already arrested in other case of similar nature and confined in Model Jail, Bureil. He was got produced before the Hon'ble Court on production warrant. During interrogation, he admitted that he has also duped Pawan Kumar and passport of complainant was got recovered from him."

Learned counsel for the petitioner has argued that the parties have entered into a compromise and a separate petition bearing No.CRM-M-18897-2022 filed for quashing of FIR is also pending. He submits that remaining amount of Rs.30,000/- in terms of compromise has been paid to the complainant, therefore, he be released on bail.

Learned counsel for the complainant states that indeed the parties have settled the dispute and a sum of Rs.30,000/- has been received by him.

On the other hand, learned counsel appearing on behalf of the U.T.Chandigarh has opposed the prayer on the ground that the petitioner is involved in four more cases, but does not dispute this fact that the investigation is nearly complete and presently petitioner is confined in judicial custody.

After hearing learned counsel for the parties, considering the above background, custody of the petitioner and the fact that the offences are triable by Magistrate, this Court is of the opinion that the conclusion of trial is likely to consume considerable time, therefore, further detention of the petitioner may not serve any useful purpose, who is presently confined

in judicial custody after his arrest on 24.03.2022.

Resultantly, without meaning any expression of opinion on the merits of the case, it is ordered that the petitioner be released on regular bail subject to his furnishing requisite bail bonds/surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

The petition is allowed.

(MANOJ BAJAJ)
JUDGE

30.05.2022

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Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No