

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

**CRM-M No. 2019 of 2023
Date of decision: 16.01.2023**

Sarfraj

..... Petitioner.

Versus

State of Punjab and others

..... Respondents.

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Sherry K. Singla, Advocate, for the petitioner.

Mr. Arun William, AAG, Punjab, for respondent No.1.

Mr. Yogesh Jangra, Advocate, for respondents No.2 and 3.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking anticipatory bail in FIR No.0062 dated 01.03.2020, under Section 420 of the Indian Penal Code, 1860, besides Section 24 of the Immigration Act, 1965, registered at Police Station Moti Nagar, District Police Commissionerate, Ludhiana.

Learned counsel for the petitioner submits that it is alleged in the FIR that another accused had taken a sum of ₹25,00,000/- from the complainant to secure visa for him and his family. He also submits that the matter has now been compromised and a petition for quashing the FIR on the basis of compromise has been filed and the statements of the parties are to be recorded by the trial Court.

Issue notice to the respondents.

At the asking of the Court, Mr. Arun William, AAG, Punjab, accepts notice on behalf of the respondent-State. He contends that in view of

the gravity of the offence alleged to have been committed by the petitioner, he is not entitled to the concession of anticipatory bail.

Mr. Yogesh Jangra, Advocate, accepts notice on behalf of respondents No.2 and 3 and submits that the matter has indeed been compromised.

Heard.

Without expressing any opinion on the merits of the case and in view of the fact that the matter has been compromised, I deem it a fit case to grant the concession of anticipatory bail to the petitioner.

Therefore, the petitioner is directed to appear before the investigating officer within a period of 15 days from the date of receipt of certified copy of this order and on his doing so, he shall be released on bail to the satisfaction of the arresting/investigating officer till submission of report under Section 173 of the Code of Criminal Procedure, 1973 ('Cr.P.C.' - for short). The petitioner shall continue to join investigation and shall furnish an undertaking that he shall abide by the conditions as envisaged under Section 438 (2) Cr.P.C. Thereafter, he will be permitted to furnish regular bail bonds to the satisfaction of the trial Court. In terms of order dated 05.01.2023 passed in a petition, i.e. CRM-M No.52607 of 2022, for quashing the FIR, the statements of the parties are to be recorded within 30 days.

The petition stands disposed of in the aforementioned terms.

(ANUPINDER SINGH GREWAL)
JUDGE

16.01.2023
Ramesh

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No