

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.16262 of 2023
Date of decision: 28th July, 2023

Surinder Pal Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Kartik Gupta, Advocate for the petitioner.
Mr. H.S. Sitta, Deputy Advocate General, Punjab
for the respondent/State.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of bail under Section 438 Cr.P.C. in case FIR No.0184 dated 16.11.2022 registered under Sections 406, 420 IPC, 1860 and under Section 13 of the Punjab Travel Professionals (Regulation) Act, 2014 at Police Station Dasuya, District Hoshiarpur.

2. On the last date of hearing, i.e. 05.05.2023, while noticing the following submissions made by learned counsel for the petitioner, this Court had granted the concession of interim bail to the petitioner and asked him to join investigation.

“Learned counsel for the petitioner inter alia contends that the petitioner, who is innocent, has been falsely implicated in the case in hand as neither any money was paid to him by the complainant on the pretext of sending him abroad i.e. Azerbaijan nor any assurance of

employment had been given by him to the complainant. He further submits that as per the admitted case of the complainant himself, an amount of Rs.3,10,000/- had been paid to co-accused namely Vikrant Dhiman through bank and remaining amount of Rs.2,00,000/- was paid in cash to the petitioner.”

3. Learned counsel for the petitioner submits that in compliance of the order dated 05.05.2023, the petitioner has joined investigation and cooperated with the investigating agency.

4. Learned State counsel, on instructions from ASI Sikander Singh, does not dispute the factum of the petitioner having joined investigation and cooperated with the investigating agency. He, on further instructions submits that the petitioner is not required for further investigation much less for his custodial interrogation.

5. In the circumstances, the petition is allowed and the interim order dated 05.05.2023 is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C. Needless to say, in case the petitioner misuses the concession of bail granted to him, the State would be at liberty to seek cancellation of the bail granted to him.

(MANJARI NEHRU KAUL)
JUDGE

July 28, 2023
rps

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No