

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.18424 of 2023
Date of decision: 10th July, 2023

Ajay Kumar

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: None for the petitioner.

Mr. Amit Rana, Sr. 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.114 dated 02.06.2018 under Sections 406, 420, 120-B IPC and Section 24 of the Immigration Act, registered at Police Station Mataur, District SAS Nagar, Mohali.

2. Vide order dated 17.04.2023, the petitioner had been granted concession of interim bail in the following terms:-

“Learned counsel inter alia contends that the only role attributed to the petitioner in the FIR in question is of introducing the complainant to Inderjeet Singh, who was allegedly running an immigration company. He further contends that on the given date i.e. on 09.07.2017 when the petitioner allegedly introduced the complainant to co-accused Inderjeet Singh, he was not even in India as would stand reflected from his passport which has been annexed as

Annexure P2 which clearly reveals that he had departed from New Delhi for Malaysia on 06.09.2017.”

3. Learned State counsel, on instructions from ASI Jagpal Singh, submits that in compliance of the order dated 17.04.2023, the petitioner has 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.

4. In the circumstances, the petition is allowed and the interim order dated 17.04.2023 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 10, 2023
rps

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