

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

CRM-M-38087-2023

Date of Decision:-17.08.2023

Rajwinder Singh.

.....Petitioner.

Vs.

State of Punjab.

.....Respondent.

CORAM:- HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present:- Mr. Simranjeet Singh, Advocate for the Petitioner.

Ms. Ramta K Chaudhary, Deputy Advocate General, Punjab.

Mr. Gagan Bajaj, Advocate for the Complainant.

JASJIT SINGH BEDI, J.(ORAL)

The Prayer in this petition under Section 439 Cr.PC is for the grant of regular bail in case FIR No.82 dated 31.07.2021 under Sections 406, 420 IPC and Section 13 of Punjab Travel Professional Act, 2014 registered at Police Station Rahon, District Shaheed Bhagat Singh Nagar.

2. The brief facts of the case are that complainant Renu Chaudhary got registered the instant FIR against Rajwinder Singh (petitioner) with the allegations that he had induced her to part with a sum of Rs.5 lacs to send her daughters Babita and Kinty abroad. However, only fake visas were provided to her and money paid by the complainant had also not been refunded.

3. The Counsel for the petitioner contends that a compromise has been arrived at between the parties as is evident from document Annexure P-2 and therefore the petitioner was entitled to the grant of bail.

4. The Counsel for the complainant admits to the factum of a compromise having been arrived at between the parties and has no objection if the petitioner is granted the concession of bail.
5. The Counsel for the State on the other hand contends that the petitioner has committed a grave offence for which he was not entitled to the concession of bail. He however, concedes that a compromise has been arrived at between the parties along with the fact that the petitioner is in custody since 14.12.2022 and none of the 16 prosecution witnesses have been examined so far.
6. I have heard the learned counsel for the parties.
7. Keeping in view the fact that the petitioner is in custody since 14.12.2022, none of the 16 prosecution witnesses have been examined so far and a compromise has been arrived at between the parties, the further incarceration of the petitioner is not required.
8. Thus without commenting on the merits of the case, the present petition is allowed and the petitioner-**Rajwinder Singh** son of Sh. Mohan Singh is ordered to be released on bail subject to his furnishing bail bonds and surety bonds to the satisfaction of learned CJM/Duty Magistrate, concerned.
9. The petition stands disposed of.

(JASJIT SINGH BEDI)
JUDGE

August 17, 2023
Vinay

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