

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

**Neutral Citation No. 2023:PHHC:109083
CRM-M-40161-2023
Date of Decision: August 22, 2023**

Gopal Saha

...Petitioner

Versus

U.T. Chandigarh

...Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Satyaveer Singh, Advocate for the petitioner.

DEEPAK GUPTA, J.(Oral)

Prayer in this petition filed under Section 439 Cr.P.C. is for grant of regular bail in case FIR No.49, dated 12.05.2023, under Sections 419, 420, 120-B, 467, 468 and 471 of IPC, registered at Police Station Cyber Crime, Chandigarh.

It is contended by learned counsel for the petitioner that an amount of ₹2,20,000/- was allegedly duped by co-accused from complainant Pooran Singh. However, neither any mobile phone number used in the crime was found to be in the name of the petitioner nor any amount has been found to be transferred in the account of the petitioner, as per the reply Annexure P-5, which was filed by the U.T., Chandigarh in the bail application filed before learned Additional Sessions Judge. Learned counsel for the petitioner further contends that in the meantime, compromise has been effected between the complainant and the petitioner, copy of which is Annexure P-2 and the quashing petition is likely to be filed soon.

Notice of motion.

Mr. A.M. Punchi, PP for U.T., Chandigarh, accepts notice on behalf of U.T., Chandigarh. Mr. Vishal Pundhir, Advocate has appeared and filed his Power of Attorney on behalf of the complainant.

Learned counsel for the complainant concedes the factum of the compromise.

Learned counsel for U.T., Chandigarh, concedes that no amount was transferred in the account of the petitioner nor any mobile phone used in the crime is in the name of the petitioner. It is on the disclosure statement of co-accused Puneet that the name of the petitioner has surfaced.

Having regard to the aforesaid facts and circumstances and considering the fact that the petitioner is in custody since 16.05.2023, but without commenting anything on the merits of the case, the petitioner is admitted to bail and he is ordered to be released on bail on his furnishing bail bonds and surety bonds to the satisfaction of learned Trial Court/Duty Magistrate concerned.

Allowed.

August 22, 2023

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(DEEPAK GUPTA)
JUDGE

Whether reasoned/speaking: Yes/No

Whether reportable: Yes/No