

2023:PHHC:082772

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

CRM-M-49770-2022

Date of decision : 03.07.2023

Aman Chopra @ Annu

..... Petitioner

versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE PANKAJ JAIN

Present: Mr. Pankaj Bains, Advocate and
Mr. Manjit Malhotra, Advocate
for the petitioner.

Mr. Amit Shukla, AAG, Punjab.

Mr. Manjinder Singh, Advocate
for the complainant.

PANKAJ JAIN, J. (Oral)

Present petition has been filed under Section 439 Cr.P.C.
for grant of regular bail to the petitioner in case bearing FIR No.40,
dated 30.03.2017, registered for offences under Sections 406, 420 and
120-B of IPC, registered at Police Station Division No.4, Jalandhar,
District Jalandhar.

2. Counsel for the petitioner submits that the petitioner was
merely working as travel agent and the same is evident from the fact
that the security/surety cheques were issued by co-accused Rajni and
not the petitioner. He further submits that it is a magisterial trial,
wherein the petitioner has already suffered incarceration of more than
01 year, 4 months and 28 days. Investigation is complete and the
challan stands furnished and not only this 08 out of 18 witnesses stand

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examined which includes the complainant as well.

3. Counsel for the respondent-State as well as the complainant are not in a position to dispute the aforesaid factual assertions borne out from the record. However, counsel for the complainant has with eloquence argued that the complainant has been duped by the petitioner as well as her co-accused.

4. Keeping in view the incarceration already suffered by the petitioner and the fact the investigation stands concluded and the petitioner is in no position to influence evidence or the investigation, the present petition is allowed. Without commenting on the merits of the case, the petitioner is ordered to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the Ld. Trial Court/Duty Magistrate, concerned.

5. Needless to say nothing recorded herein shall be construed to be an expression of an opinion on the merits of the case.

(PANKAJ JAIN)
JUDGE

03.07.2023

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Whether speaking/reasoned : Yes

Whether Reportable : No