

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

**CRM-M-47971-2023
Date of decision : 05.12.2023**

Ranjit Singh

...Petitioner

Versus

State of Punjab

...Respondents

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Harbir S. Sandhu, Advocate,
for the petitioner.

Mr. C.L. Pawar, Addl. A.G., Punjab.

MAHABIR SINGH SINDHU, J.

Present petition has been filed under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail to the petitioner in FIR No.129 dated 16.04.2023, under Sections 406, 420 of IPC and Section 24 of Immigration Act, registered at Police Station City Kharar.

2. Allegations are that the petitioner alongwith other co-accused conspired with each other and cheated the complainant for a sum of Rs. 6,50,000/- on the pretext of sending one Gurwinder Singh abroad.

3. This Court granted interim bail to the petitioner on 27.09.2023, in the following manner:-

“ Sh. Jagtar Singh s/o Ranjit Singh-petitioner is present and he apprised the Court that an amount of Rs.5.5 lakhs has already been refunded to the complainant and the remaining balance shall be cleared within two months i.e. 30.11.2023.

Posted for 05.12.2023.

In the meanwhile, petitioner be released on interim bail in the present case till the next date of hearing on his furnishing adequate bail and surety bonds subject to the satisfaction of learned trial Court/CJM/Duty Magistrate concerned.”

4. Learned counsel for the petitioner contends that remaining amount of Rs. 1 lakh has already been paid to the complainant vide bank transactions No. R90

313944552 and R81573049240.

5. Learned State Counsel, on instructions, has not opposed the above factual position and rather submits that petitioner is fully cooperating before the court below.
6. Heard learned counsel for both the sides and perused the paper book.
7. Petitioner was granted interim bail by this Court on 27.09.2023 and the alleged amount has already been refunded by him to the complainant. He is regularly appearing before the Court below; there is no allegation that petitioner is likely to misuse the concession of bail or hamper the proceedings in any manner, in case his interim bail is made absolute; thus, sending him to custody at this stage would not serve any purpose.
8. Consequently, present petition is disposed off. Interim bail granted to the petitioner, vide order dated 27.09.2023, is made absolute. He shall be admitted to bail on furnishing bail/surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.
9. Petitioner shall appear on each & every date and fully co-operate with the learned trial Court without seeking any unnecessary adjournment(s).
10. The above observations may not be construed as an expression of opinion on the merits of the case.
11. Needless to say that amount so paid by the petitioner to complainant, shall be subject to final outcome of the FIR in question.
12. It is clarified that in case there is any misuse of concession by the petitioner, State of Punjab would be at liberty to move an appropriate application for recalling of this order.
13. Pending application(s), if any, shall also stand disposed off.

05.12.2023
Harish Kumar

(MAHABIR SINGH SINDHU)
JUDGE

Whether speaking / reasoned :	Yes	No
Whether Reportable :	Yes	No