



CRM-M-27741-2024 (O&M)
DATE OF DECISION : 03.06.2024

SUMIT KUMAR ALIAS SUMIT RAKHEJA .. PETITIONER
V/S
STATE OF HARYANA AND ANOTHER .. RESPONDENTS

CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present: Mr. Gourav Jain, Advocate for the petitioner.
Mr. Kirpal Singh Thakur, AAG, Haryana.
Mr. Jagjit Singh, Advocate for respondent No.2.
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HARPREET KAUR JEEWAN, J. (ORAL)

1. The instant petition has been filed under Section 439 of the Code of Criminal Procedure, 1973 seeking regular bail in case FIR No. 09 dated 31.03.2024 under Sections 406, 420 IPC (Sections 467, 468, 471 and 201 IPC added later on), registered at Police Station Cyber Crime, District Fatehabad.
2. Notice of motion.
3. On the asking of the Court, Mr. Kirpal Singh Thakur, AAG, Haryana accepts notice on behalf of the respondent-State and Mr. Jagjit Singh, Advocate has submitted memo of appearance on behalf of respondent No.2
4. Custody certificate dated 01.06 2024 has been filed on behalf of the respondent-State, which is taken on record. As per the custody certificate, the petitioner has undergone 01 month and 28 days of custody.
5. As per the allegations against the petitioner, the complainant was to visit Mata Vaisno Devi in Jammu and he wanted to book a helicopter

for the ride from Katra to Sanjichhat. On the basis of an advertisement on facebook page, he made payment of Rs.7350/- by way of two different transactions. However, subsequently, these tickets were found to be fake.

6. Learned counsel for the petitioner contends that the petitioner is in custody for a period of 01 month and 28 days. Now the matter stands settled and a quashing petition on the basis of compromise has already been filed which was to be listed on 23.07.2024 in CRM-M-27395-2024 in which parties have been directed to appear before the trial Court for recording the statements. Copy of the said order is submitted in the Court, which is taken on record.

7. Learned counsel for the complainant contends that he has no objection if the petitioner is ordered to be released on bail in view of the compromise *inter se* the parties.

8. Keeping in view the custody period of the petitioner and the aforesaid facts and circumstances, the present petition is allowed. The petitioner is ordered to be released on regular bail, subject to his furnishing adequate bail bonds and surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

9. However, it is made clear that nothing expressed hereinabove would be construed to be an expression of opinion on merits of the case.

10. Pending miscellaneous application(s), if any, shall stand disposed of.

03.06.2024

Janki

Whether speaking/reasoned : Yes/No ; Whether reportable

(HARPREET KAUR JEEWAN)**JUDGE**

: Yes/No