

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-30513-2024
Date of decision: 04.09.2024

GURPAL SINGH ...PETITIONER

Versus

STATE OF HARYANA AND ANR. ...RESPONDENT

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: - Mr. Rohit Singh, Advocate for the petitioner.
Ms. Gaganpreet Kaur, DAG, Haryana.
Mr. Jitender Dhanda, Advocate for respondent No.2.

SANJIV BERRY, J. (ORAL)

By way of present petition filed under Section 438 of Cr.P.C.,
petitioner seeks anticipatory bail in case FIR (Annexure P-1) as under:

FIR No.	Dated	Sections	Police Station
149	01.06.2024	120-B, 406, 420 of IPC and 10, 24 of Immigration Act, 1983 and Sections 467, 468, 471 of IPC added later on.	Sadhaura, District Yamuna Nagar, Haryana.

2. Learned counsel for the petitioner submits that in compliance to the order dated 12.08.2024 passed by this Court, the petitioner has already joined the investigation and as such prayed for confirming the interim bail granted vide order dated 12.08.2024.
3. Learned counsel for the complainant opposed the submissions made by learned counsel for the petitioner.
4. Learned State counsel, on instructions received from SI Randhir Singh, intimates the Court that the petitioner has joined



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investigation and is neither required for further investigation nor for any custodial investigation.

5. During the course of hearing on 12.08.2024 , following order was passed:

“ Heard.

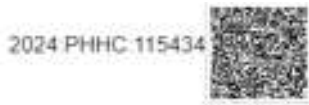
2. It is, inter alia, contended by learned counsel for the petitioner that the petitioner has been falsely implicated in this case simply because he is alleged to have introduced the complainant to Labh Singh and Sunil Kumar for sending his son abroad. He submits that even the payments were made by the complainant in the accounts of said Sunil and Labh Singh. He further submits that the petitioner is not beneficiary thereof and is ready to join the investigation.

3. Learned State counsel assisted by learned counsel for the complainant, submits that the petitioner had received Rs.4 lakhs in cash for the purpose, however, no writing to this effect was executed.

4. List on 04.09.2024.

5. In the meanwhile, the petitioner is hereby directed to join investigation within seven days from today and in the event of his arrest, he is ordered to be released on interim bail on his furnishing personal/surety bonds to the satisfaction of the Arresting Officer/Investigating Officer. He shall also abide by conditions as envisaged under Section 438(2) Cr.P.C.”

6. Keeping in view the above submissions made by learned State



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counsel and the fact that the petitioner had joined the investigation consequent to the order dated 12.08.2024 passed by this Court, interim bail granted vide order dated 12.08.2024 is hereby confirmed, subject to conditions as envisaged under Section 482 (2) of BNSS, 2023. Further the petitioner is directed to join investigation as and when required in future by way of written notice for such purpose to be served by Investigating Officer of this case upon the petitioner; he will not tamper with the evidence nor will influence the witnesses and will not leave the country without prior permission of the Court.

7. The petition stands allowed.
8. It is made clear that anything contained hereinabove shall not be construed to be an expression of opinion on the merits of the case.

(SANJIV BERRY)
JUDGE

04.09.2024
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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |