



CRM-M-41760-2024

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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

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CRM-M-41760-2024
Date of decision: 30th September, 2024

Gulzar Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present: Mr. Vishva Bahl, Advocate for the petitioner.

Mr. Amandeep Singh, DAG, Punjab.

MANISHA BATRA, J (ORAL):-

Present petition has been filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') seeking anticipatory bail to the petitioner in case FIR No. 345 dated 24.07.2024 registered under Section 143 of Railway Act at Police Station Railway Police Force (RPF), District Amritsar.

2. Adumbrated facts as emanated from the record are that on 24.07.2024, on receipt of an information, a police party headed by SI Pardeep Singh reached at the shop named as Waheguru Travels and found that a Board was hanging on the shop showing that tickets for railway, buses, flights were being booked at that place. A person was found sitting in the shop with a laptop and mobile. On checking the same, it was found that by



using an agent ID under the name of Pay03582, he was booking railway tickets under the Instant Pay Agent ID 465109 in the name of Manish Sareen. It was also revealed that the present petitioner by using the ID of an agent named as Manish Sareen was involved in toutting activity of sale and purchase of railway tickets by using multiple personal user IDs by using the mobile phone of the agent Manish Sareen. It was also revealed that Manish Sareen was in custody in connection with some criminal case and in his absence, the petitioner was running this business. The above named Manish Sareen was also joined into inquiry and did not deny that his phone had been used for creating multiple personal user IDs for selling e-railway tickets by the petitioner. The petitioner was nominated as an accused. Apprehending his arrest, present petitioner had moved an application for grant of pre-arrest bail before the learned Additional Sessions Judge, Amritsar which was dismissed vide order dated 06.08.2024.

3. Vide order dated 28.08.2024 passed by this Court, the petitioner was released on interim bail subject to his joining investigation by surrendering before the Investigating/Arresting Officer within one week.

4. As informed by learned State counsel, the petitioner has joined the investigation on 30.08.2024 and his custodial interrogation is no more required. As such, no useful purpose would be served by detaining the petitioner in custody.

5. In view of the said facts, without commenting on the merits of the case, the present petition is allowed and the order dated 28.08.2024 granting interim bail to the petitioner is made absolute, subject to the



compliance of the conditions laid down in Section 482(2) of Bharatiya
Nagarik Surakhsa Sanhita (BNSS), 2023 (analogues to Section 438(2) of the
Code of Criminal Procedure).

6. It is, however, clarified that the observations made hereinabove
shall not be construed as an expression of opinion on the merits of the case.

[MANISHA BATRA]
JUDGE

30th September, 2024
Parveen Sharma

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|-------------------------------|---|----------|
| 1. Whether speaking/ reasoned | : | Yes / No |
| 2. Whether reportable | : | Yes / No |