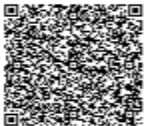


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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-5907-2025 (O&M)
Date of decision: 31.01.2025

Sanyam Soni

... Petitioner

Vs.

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Puneet Bhushan, Advocate,
Mr. Rajat Kumar, Advocate,
Mr. Apurav Kamboj, Advocate
for the petitioner.

Mr. Subhash Godara, Addl. A.G., Punjab.

Mr. Abhishek Sharma, Advocate
for respondent No.2-complainant.

HARPREET SINGH BRAR, J. (ORAL)

1. Present petition has been filed under Section 482 of Bharatiya
Nagarik Suraksha Sanhita, 2023 for grant of anticipatory bail in FIR No.286
dated 30.06.2024 under Sections 406, 420, 120-B of the Indian Penal Code,
1860 (for short 'IPC') and Section 13 of Punjab Travel Professional Act (added

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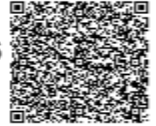


later on), registered at Police Station Zirakpur, District SAS Nagar.

2. Learned counsel for the petitioner, *inter alia*, contends that the petitioner has already repaid Rs.7,65,000/- to the complainant. In fact, Vivek Kumar, proprietor of Sky Vision Complete Solutions is the main accused, who had promised the complainant to send his sister abroad on work permit. Even as per FIR (*supra*), the petitioner is alleged to have taken only Rs.4.00 lacs, whereas he returned Rs.7,65,000/-. The petitioner himself is a victim and in this regard, he made a complaint against Vivek Kumar on 08.06.2024 (Annexure P-3) to the Commissioner of Police, Ludhiana.

3. *Per contra*, learned State counsel, assisted by learned counsel for respondent No.2-complainant, opposes the prayer for grant of anticipatory bail to the petitioner on the ground that the petitioner is providing the immigration services and he is operating his office under the name and style of M/s Big Step Overseas, Pakhowal Road, Ludhiana and in the month of May, 2023, he assured the complainant for obtaining work permit for his sister and demanded Rs.15.00 lakhs and on asking of the petitioner, the amount was deposited in different accounts, as he asked the complainant to deposit the amount in different accounts in order to save the income tax. The complainant never approached co-accused Vivek Kumar and it is the petitioner alone, who had promised to send his sister abroad and even in the Whatsapp chats exchanged between the parties, the petitioner admitted his liability.

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4. I have heard learned counsel for the parties and perused the record of the case with their able assistance.

5. Keeping in view the facts and circumstances of the case and the specific allegations against the petitioner, without commenting anything on the merits of the case, lest it may prejudice the rights of either of the parties, this Court finds no ground to grant him the concession of anticipatory bail.

6. Accordingly, present petition is dismissed.

[HARPREET SINGH BRAR]
JUDGE

31.01.2025
vishnu

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No