



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

CRM-M-62540-2024

Date of Decision: 06.05.2025

Gurkirat Singh Sidhu @ Sunny Chahal

...Petitioner

vs.

U.T., Chandigarh and Anr.

...Respondents

Coram : Hon'ble Mr. Justice N.S.Shekhawat

Present : Mr. Sylvester Stephen, Advocate
for the petitioner.

Mr. Manish Bansal, P.P. for U.T., Chandigarh with
Mr. Navjit Singh, Advocate.

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the second petition under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 with a prayer to grant regular bail in case FIR No.41 dated 27.03.2024, registered under Sections 420,120-B of IPC(467, 468, 471 of IPC added later on), at Police Station Central Sector-17, Chandigarh (Annexure P-1).

2. Learned counsel for the petitioner contends that the petitioner was working as an employee in Vast Visa Immigration Solution, Chandigarh. He next contends that M/s Vast Visa Immigration Solution, Chandigarh is owned by Kulvir Singh Kaura, who has not been arrested in the present case. Even all the payments were received by Kulvir Singh Kaura and there were no financial transactions between the complainant and the present petitioner. He further contends that the petitioner was only working as an employee in the firm of Kulvir Singh Kaura and there is no mens rea on his part. The petitioner was

arrested in the present case on 27.06.2024 and the challan has already been presented against him.

3. On the other hand, learned State counsel has vehemently opposed the prayer made by learned counsel for the petitioner on the ground that 08 more cases have been ordered to be registered against the present petitioner and he had cheated several persons in the present case. Thus, the petition deserves to be dismissed by this Court.

4. I have heard the learned counsel for the parties and perused the record carefully.

5. In the present case, the petitioner was found to be an employee of M/s Vast Visa Immigration Solution, Chandigarh, which was owned by Kulvir Singh Kaura. Even, the petitioner has been granted the concession of bail by this Court in a connected case i.e CRM-M-7586-2025. In the present case also, challan has already been presented against him and his further custody will not serve any meaningful purpose.

6. Without commenting on the merits of the case, the present petition is allowed. The petitioner is ordered to be released on bail pending trial on his furnishing bail bonds and surety to the satisfaction of the concerned trial Court/ Duty Magistrate/Chief Judicial Magistrate subject to the following conditions:-

(i) The petitioner shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case, so as to dissuade him to disclose such facts to the Court or to any other authority.

(ii) The petitioner shall remain present before the Court on the dates fixed for hearing of the case.

(iii) The petitioner shall not absent himself from the Court proceedings except on the prior permission of the Court

concerned.

(iv) *The petitioner shall surrender his passport, if any, (if already not surrendered), and in case he is not holder of the same, he shall swear an affidavit to that effect.*

(v) *The petitioner shall also file his affidavit before the concerned Court, mentioning his ordinary place of residence and number of mobile phone, which shall be used by him during the pendency of the trial. In case of change of place of residence/mobile number, he shall share the details with the concerned Court/learned Trial Court.*

(vi) *In case, the petitioner is involved in any other criminal activity, during the pendency of the trial, it shall be viewed seriously.*

(vii) *The concerned Court may insist on two heavy local sureties and may also impose any other condition, in accordance with law, while accepting the bails bonds and surety bonds of the petitioner.*

7. In case, the petitioner violates any of the conditions mentioned above, it shall be viewed seriously and the concession of bail granted to him shall be liable to be cancelled and the prosecution shall be at liberty to move an application in this regard.

06.05.2025
hitesh

(N.S.SHEKHAWAT)
JUDGE

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No