



IN THE SUPREME COURT OF INDIA  
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NOS. 2727 OF 2026  
(@ SPECIAL LEAVE PETITION (CRIMINAL) NOS.5902/2026)

KUWARJEET SINGH SETHI

APPELLANT(S)

VERSUS

STATE OF PUNJAB & ANR.

RESPONDENT(S)

ORDER

1. Heard learned counsel for the parties.
2. Leave granted.
3. It is the case of the prosecution that petitioner, in conspiracy with co-accused, induced the complainant to pay approximately Rs.25,00,000/- on false promise of securing Canadian work permit for his brother despite knowing that he could not fulfill such assurances. Hence, an FIR came to be registered against the appellant in FIR No. 184 of 2025 for the offences punishable under Sections 420, 120-B of Indian Penal Code, 1860 and Section 24 of the Immigration Act.
4. Having heard the learned Advocates appearing for the parties, we notice that petitioner has executed an affidavit admitting to refund the

amount specified thereunder in the event of Visa not being granted to the complainant and a cheque for Rs.14,00,000/- was also issued. The cheque when presented, came to be dishonoured.

5. It is in this background, this Court had issued notice on the present petition and protected the petitioner from any coercive steps being taken against him by the jurisdictional Police Station. This Court also took note of the fact that learned counsel appearing on behalf of the petitioner, on instructions, had made a submission to deposit Rs.8,64,000/-, which according to him was the balance amount payable and accordingly, the said amount is said to have been deposited before Trial Court.

6. It would be open for the complainant to make an appropriate application before the jurisdictional Magistrate for withdrawal of the said amount. In the event of such an application being filed, the learned Magistrate would be at liberty to dispose of the same on its own merits and we express no opinion in this regard.

7. Having regard to the fact that petitioner has shown bonafides by depositing the admitted

balance amount, we are of the considered view that his custodial interrogation would not be warranted.

8. Hence, we allow the Appeal, set aside the impugned order and direct the petitioner to be released on bail on such terms and conditions as the IO may deem fit to impose including the condition of directing him to appear before the IO as when called for and also before the Trial Court on all dates of hearing, unless exempted.

9. Accordingly, the Criminal Appeal is allowed.

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

.....J.  
[ARAVIND KUMAR]

.....J.  
[PRASANNA B. VARALE]

NEW DELHI;  
21<sup>st</sup> MAY, 2026.  
AK

ITEM NO.7

COURT NO.15

SECTION II-B

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

PETITION(S) FOR SPECIAL LEAVE TO APPEAL (CRL.) NO(S). 5902/2026

[ARISING OUT OF IMPUGNED FINAL JUDGMENT AND ORDER DATED 30-01-2026  
IN CRM-M NO. 4583/2026 PASSED BY THE HIGH COURT OF PUNJAB & HARYANA  
AT CHANDIGARH]

KUWARJEET SINGH SETHI

PETITIONER(S)

VERSUS

STATE OF PUNJAB & ANR.

RESPONDENT(S)

FOR ADMISSION

(IA No. 100758/2026 - EXEMPTION FROM FILING O.T.)

Date : 21-05-2026 This matter was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE ARAVIND KUMAR  
HON'BLE MR. JUSTICE PRASANNA B. VARALE

For Petitioner(s): Mr. P. Vamshi Rao, Adv.  
Ms. Rao Vishwaja, AOR

For Respondent(s): Mr. Karan Sharma, AOR  
Mr. Chetan Manchanda, Adv.

Mr. G.P.S. Ghuman, Adv.  
Mr. Gourave Kumar Agarwal, AOR

UPON hearing the counsel the Court made the following  
O R D E R

1. Leave granted.
2. The Criminal Appeal is allowed in terms of the signed order, which is placed on the file.
3. Pending application(s), if any, shall stand disposed of.

(ABHINAV KUMAR)  
COURT MASTER (SH)

(AVGV RAMU)  
COURT MASTER (NSH)