

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

**CRM-M-17489 of 2015
Date of decision : 06.07.2015**

Amritpal Singh @ Amrit

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE DARSHAN SINGH

Present: Mr. Sudarshan Goel, Advocate
and Ms. Rupinder Kaur, Advocate
for the petitioner.

Mr. Jashanpreet, AAG, Punjab.

DARSHAN SINGH,J(Oral)

1. This petition has been filed by the petitioner Amritpal Singh @ Amrit for grant of the regular bail in case FIR No. 3 dated 02.01.2015, for offence under Sections 379, 420, 411, 467, 468, 471, 472, 483/120-B, of Indian Penal Code, registered at Police Station "B" Division, Amritsar.

2. As per the prosecution allegations, a secret information was received that Balwinder Partap Singh, Kashmir Singh @ Bittu, Manga, Sukhchain Singh and Happy have formed a gang. They stolen the vehicles from different states and thereafter with the help of HC Rashpal Singh @ Resham Singh @ Bhatti and the present petitioner Amritpal Singh @ Amrit, Clerk, District Transport Officer, Amritsar and other co-accused prepare forged registration certificates of such vehicles and after

affixing the fake number plates, those vehicles are sold. The present petitioner was arrested in this case on 05.01.2015. Hence, this petition.

3. Learned counsel for the petitioner contended that the petitioner has been falsely implicated in this case. The petitioner is in custody for the last six months. He has already been remanded to judicial custody, which shows that he is no longer required for the purpose of interrogation. The case is triable by the Magistrate Ist Class. The conclusion of trial will take time, as the co-accused are yet to be arrested.

4. On the other hand, learned State counsel pleaded that the present petitioner who was posted as a clerk in the District Transport Officer, Amritsar was the member of the gang operating in the sale of stolen luxury vehicles by preparing bogus, forged documents and number plates. Four stolen vehicles have been recovered from the possession of the present petitioner. Two fake registration certificates have also been recovered from him. Total 26 stolen vehicles have been recovered in this case. The petitioner was operating as a member of the gang indulging in the theft of vehicles and then sell the same under fake registration documents and number plates. He was posted as a clerk in the office of District Transport Officer, Amritsar and was the main person to prepare the fake documents. He contended that keeping in view the large number of vehicles recovered in the case, he does not deserves the concession of bail.

5. I have duly considered the aforesaid contentions.

6. These facts are not disputed that the case is triable by Magistrate Ist Class and the petitioner is in custody for the last six

months and has already been remanded to the judicial custody. But, still at the time of granting bail, it is the duty of the Court to take into consideration the nature and gravity of the accusations and the exact role attributed to the accused.

7. As per the prosecution allegations, the petitioner along with his co-accused has indulged in a systematic operation of possessing the stolen vehicles, preparing the fake documents and number plates and to sell those vehicles. Total 26 vehicles have been recovered in this case. Most of the vehicles were costly and luxury vehicles. As many as four stolen vehicles have been recovered from the possession of the present petitioner. Two fake registration certificates were also recovered from his possession, which *prima facie* shows the deep involvement of the petitioner in the commission of the offence. He is also involved in case FIR No. 489 of 2014, Police Station Civil Lines, Amritsar wherein also there are similar allegations and 37 stolen vehicles have been recovered.

8. Thus, keeping in view my aforesaid discussion, in view of the gravity of the allegations and accusations and the role attributed to the present petitioner, he does not deserves the concession of bail.

9. Consequently, the present petition has no merits and the same is hereby dismissed.

06.07.2015

s.khan

**(DARSHAN SINGH)
JUDGE**