

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

CRM No. M-24296 of 2015 (O&M)

Date of Decision: 03.08.2015.

Arjun Kumar @ Umesh Kumar Garg

... Petitioner

Versus

State of Punjab

... Respondent

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. Nitin Thatai, Advocate for the petitioner.

Mr. Nikhil K. Chopra, DAG, Punjab.

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TEJINDER SINGH DHINDSA.J.

Petitioner seeks the concession of regular bail pending trial in case FIR No.221, dated 14.11.2013, under Sections 177/420/465/467/468/471/120-B IPC, registered at Police Station Division No.5, Ludhiana.

Counsel for the parties have been heard at length.

Prosecution case in nutshell is with regard to a refund of Rs.74 lacs having been wrongfully claimed with regard to garments and hosiery items exported to Bangladesh. Further allegations were that the documents furnished to claim such refund were fake and false.

The prime allegations are against co-accused, Rajiv Mehan, who is stated to be the sole proprietor of M/s Shreyas International, Ludhiana.

Rajiv Mehan, co-accused has been granted the benefit of bail by this Court in terms of order dated 21.04.2015 passed in CRM No.M-10615 of 2015.

It would be apposite to take note of the submission made by the counsel for the petitioner that the present petitioner is not a beneficiary of such refund of Rs.74 lacs as per allegations contained in the FIR.

Petitioner has been in custody since 24.06.2015. Offences are triable by the Court of Magistrate.

Without making any observations on the merits of the case, petition is allowed.

Petitioner, Arjun Kumar @ Umesh Kumar Garg be enlarged on bail subject to the satisfaction of the trial Court/Duty Magistrate, Ludhiana.

Disposed of.

03.08.2015
harjeet

(TEJINDER SINGH DHINDSA)
JUDGE