

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

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**CRM-M-27761 of 2015
DATE OF DECISION: 09.10.2015.**

Deepak Kumar @ Deepak Rajput

....Petitioner.

VERSUS

State of Haryana

....Respondent.

CORAM : HON'BLE MR. JUSTICE SHEKHER DHAWAN

Present: Mr. Puran Singh Rana, Advocate
for the petitioner.

Mr. Naveen Sheoran, DAG, Haryana.

Shekher Dhawan, J. (Oral)

Petitioner Deepak Kumar @ Deepak Rajput applied for regular bail under Section 439 Cr.P.C. in a case FIR No.12 dated 10.01.2015 under Sections 420, 406, 120-B of IPC registered at Police Station Sushant Lok, Gurgaon.

Learned counsel for the petitioner submitted that as per complainant Rajesh Kumar, post dated cheques were issued but one cheque remained unpaid and was bounced. The allegations are against the Director of the Company and other persons running the company which includes the name of the present petitioner Deepak. Learned counsel for the petitioner submitted that petitioner is neither the signatory to the cheque nor Director of the company on whose behalf cheque was issued and as such, he is not liable for payment. He is in custody since 06.07.2015 and decision of the appeal still to take some more time. Main accused in this case have not been

arrested so far. Petitioner be released on bail.

Learned State counsel submitted that name of the petitioner Deepak was mentioned in the complaint filed by Rajesh on the basis of which present FIR was registered. He was the person who was looking after marketing of the company and he used to allure the customer to invest the amount. More so, the case is fixed for arguments on charge on 13.10.2015 before trial Magistrate. So petition of the petitioner be dismissed.

Having considered the facts and circumstances of the case and that the petitioner is neither the signatory to the cheque nor the Director of the company and he is in custody since 06.07.2014 and decision of the appeal still to take some more time, petitioner shall be released on bail on his furnishing bail/ surety bonds to the satisfaction of trial/ Duty Magistrate, Gurgaon.

(SHEKHER DHAWAN)
JUDGE

09.10.2015.

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