

CRM-M-43515 of 2014
Date of decision: 09.02.2015

NARINDER KUMAR GOYAL **Petitioner**
VERSUS
STATE OF PUNJAB **Respondent**

CORAM: HON'BLE MRS. JUSTICE LISA GILL

Present: Mr. Vishal Deep Goyal, Advocate
for the petitioner.

Mr. Gurinder Jit Singh, DAG, Punjab.

LISA GILL J. (ORAL)

Petitioner prays for bail pending trial in a case FIR No.45 dated 27.03.2014 under Sections 7, 8, 13(1), (a), (d), (e) read with Section 13(2) of Prevention of Corruption Act, 1988 and 120-B of IPC registered at Police Station Mataur, S.A.S. Nagar.

It is contended that the co-accused in this case has been granted the concession of bail pending trial by this Court on 17.12.2014 in ***CRM-M-36276 of 2014 (Gurbans Singh Bains Vs. State of Punjab)***. There is no evidence on record to connect the present petitioner with the offences as alleged. No recovery has to be effected from him. He is in custody since 27.03.2014. No useful purpose shall be served by keeping the petitioner in custody any longer.

He has been implicated in FIR No.92 of 2014 when he was in custody in the present case. It is submitted that a Special Investigation Team in the present case was constituted and the case against the petitioner has been found false, though the report of that inquiry is not on the record of the learned trial Court.

Learned State counsel submits that Rs.11,00,000/- had been recovered from the petitioner. There are many other cases pending against him as detailed in affidavit dated 22.01.2015 which has been filed in Court today.

The co-accused of the petitioner has indeed been granted the concession of bail pending trial on 17.11.2014. Petitioner stands acquitted in three of the cases registered against him. It is verified by learned counsel for the State that in all the other cases pending against him, petitioner is on bail. Apart from secret information on the basis of which action has been taken, no evidence is pointed out to show any connection between the petitioner and co-accused G. S. Bains. Petitioner has been in custody since 27.03.2014. Trial is not likely to conclude in the near future.

Keeping in view the facts and circumstances of the case but without commenting or expressing any opinion of the merits of the case, this petition filed by Narinder Kumar Goyal is allowed. The petitioner shall be released on bail pending trial subject to his furnishing requisite bail bonds and surety bonds to the satisfaction of the learned trial Court.

None of the observations made hereinabove shall be construed to be a reflection on merits of the case and shall have no bearing on trial.

(LISA GILL)
JUDGE

February 09, 2015
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