

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

128

**CRM-M-11020-2016 (O&M).
Decided on: April 12, 2016.**

Ashish @ Ashu

.. Petitioner(s)

VERSUS

State of Haryana

.. Respondent(s)

* * *

CORAM: HON'BLE MR.JUSTICE M.M.S.BEDI

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**PRESENT Mr.A.S.Sullar, Advocate,
for the petitioner.**

Mr.G.S.Salwara, DAG., Haryana.

M.M.S. BEDI, J. (ORAL)

Petitioner seeks concession of regular bail in a case registered at the instance of Krishan Kumar alleging that the petitioner in connivance with other co-accused and bank officials has embezzled a sum of Rs.1,60,00,000/- of HDFC bank by preparing fake sale deeds, fake TAN number and fake bank accounts by using the Laptop.

The loans were obtained in favour of non-existing persons and non-existent properties. The petitioner claims that he has been involved in the case on the basis of disclosure statement of co-accused Manish. Manish is stated to be inimical towards the petitioner as a complaint under Section 138 of the Negotiable Instruments Act, Annexure P2, appears to have been filed against said Manish. As the challan has already been presented and the co-accused of the petitioner are on bail and further the bank employees having not been arrayed as accused, the culpability of the petitioner would be a debatable issue during the course of trial. The petitioner being in custody w.e.f. 30.12.2015 can be granted the concession of bail.

The petition is allowed. The petitioner is ordered to be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of the trial Court.

**(M.M.S. BEDI)
JUDGE**

**April 12, 2016.
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