

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

CRM-M No.17367 of 2016

Date of Decision:-27.05.2016

Sandeep Singh.

.....Petitioner.

Versus

State of Punjab.

.....Respondent.

CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH

Present:- Mr. J.P.S. Sidhu, Advocate for the Petitioner.

Mr. Kirat Singh Sidhu, Deputy Advocate General, Punjab
assisted by ASI Pardeep Kumar.

JASWANT SINGH, J (ORAL)

Prayer is under Section 439 Cr.PC for grant of regular bail to the petitioner-Sandeep Singh in case FIR No.21 dated 26.02.2016 for offences punishable under Sections 420, 465, 468, 471, 120-B of the Indian Penal Code registered with Police Station Mansa City, District Mansa.

The FIR was lodged on a secret information that non applicants/co-accused Suresh Kumar @ Bunt, Gagandeep Singh @ Gagan, Yadwinder Singh @ Yadi, Kuldeep Singh @ Kala s/o of Hari Singh, Kuldeep Singh s/o Ajaib Singh, Tarun Kumar and petitioner had formed a Gang and used to cheat Flipkart Company by buying expensive mobiles and then seeking refund of the price by returning defective mobiles.

The role attributed to the petitioner-Sandeep Singh is of

ordering and purchase of mobiles through Flipkart Company and thereafter returning the mobiles with defects by keeping the fresh mobiles on the pretext that the goods were defective.

Learned Counsel for the petitioner submits that petitioner is in custody since 29.02.2016 and after completion of investigation challan qua him stands presented and the evidence of prosecution witnesses is yet to commence.

Learned Counsel for the petitioner further makes oral prayer for addition of offences under Section 66-C and 66-D of the Information Technology Act since inadvertently they were not included.

Learned State Counsel assisted by ASI Pardeep Kumar does not refute the custody period and the stage of trial and that Rs.5 lacs have been recovered from his bank account and further submits that State has no objection to the adding of the offence under Section 66-C and 66-D of the IT Act.

Without commenting on the merits of the case, keeping in view the custody period, petitioner is not involved in any other case and that the trial is not likely to be concluded in near future, present petition is allowed and the petitioner, namely, **Sandeep Singh** is ordered to be released on bail to the satisfaction of learned CJM/Duty Magistrate, Mansa.

It is clarified that the bail order shall also include the offences under Section 66-C and 66-D of the IT Act.

Petition stands disposed of.

(JASWANT SINGH)
JUDGE

May 27, 2016
Vinay