

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

CRM-M No.17661 of 2016

Date of Decision:-27.05.2016

Raj Bhinder Singh.

.....Petitioner.

Versus

State of Punjab.

.....Respondent.

CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH

Present:- Mr. L.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-Raj Bhinder 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, further added Sections 467 IPC and Sections 66-C and 66-D of Information Technology Act, 2000 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 Sandeep Singh 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-Raj Bhinder 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 07.03.2016 and after completion of investigation challan qua him stands presented and the evidence of prosecution witnesses is yet to commence.

Learned State Counsel assisted by ASI Pardeep Kumar does not refute the custody period and the stage of trial and that Rs.3-1/2 lacs have been recovered from his bank account.

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, **Raj Bhinder Singh** is ordered to be released on bail to the satisfaction of learned CJM/Duty Magistrate, Mansa.

Petition stands disposed of.

(JASWANT SINGH)
JUDGE

May 27, 2016
Vinay