

IN THE HIGH COURT OF PUNJAB & HARYANA,
CHANDIGARH

CRM-M No. 38792 of 2016 (O&M)
Date of decision : November 11, 2016

Abhishek Tandon

..... **Petitioner**

Versus

State of Punjab

..... **Respondent**

CORAM: HON'BLE MR. JUSTICE AJAY TEWARI

Present:- Mr. H. S. Grewal, Advocate
for the petitioner.

Mr. Ashish Sanghi, DAG., Punjab.

AJAY TEWARI, J (oral).

This petition has been filed under Section 439 Cr.P.C for grant of regular bail to the petitioner in case FIR No. 124 dated 31.7.2016 under Section 420, 406 IPC and Section 24 of Immigration Act at Police Station Sultanpur Lodhi, District Kapurthala.

As per the allegations made in the FIR, the petitioner has duped ₹33,00,000/-.

Learned counsel for the petitioner states that the main accused is Gurwinder Singh Kalsi and there is no evidence that the petitioner received any money.

Mr. Ashish Sanghi, DAG., Punjab states that petitioner was also one of the accused and the petitioner had also made a confession in police custody about the same. Custody certificate by way of affidavit of

Kulwinder Singh Thiara, PPS, Superintendent Central Jail, Jalandhar at Kapurthala, Prison has been filed as per which he has been in custody for one month and four days.

Learned counsel for the petitioner has argued that no statement taken by the police can be even admissible in evidence and since there is no objective evidence against the petitioner, he should be released on bail.

Be that as it may, in the circumstances, keeping in view the above facts and the period of custody, without commenting on the merits of the case, I do not think it appropriate to deny the concession of bail to the petitioner. The petitioner be released on regular bail to the satisfaction of the Trial court/Duty Magistrate.

Ordered accordingly.

Petition stands allowed.

(AJAY TEWARI)
JUDGE

November 11, 2016
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Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No