

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

***CRM No.M-42053 of 2015 (O&M)
Date of Decision: 29.01.2016***

Amarjot Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. Anil Kumar Lamdharia, Advocate for the petitioner.

Ms. Manpreet Dhaliwal, AAG, Punjab.

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TEJINDER SINGH DHINDSA.J.

This order shall dispose of the present petition filed under Section 439 Cr.P.C. seeking the concession of regular bail to the petitioner pending trial in case FIR No.18 dated 29.03.2015, under Sections 406/420/120-B IPC (Sections 465/467/468/471 IPC added lateron), registered at Police Station Sadar Ahmedgarh, District Sangrur.

Counsel for the parties have been heard.

FIR was registered on the basis of a joint complaint by five persons, namely, Parminder Singh, Rajpreet Singh, Manpreet Singh, Acchara Singh, Lovepreet Singh and Amandeep Singh.

Allegations are with regard to a sum of Rs.11,35,000/- having been entrusted to the present petitioner in the presence of Bharpur Singh for sending the complainants to New Zealand. The complainants having not been sent abroad now allege misappropriation of money and criminal breach of trust.

Petitioner is in custody since 07.09.2015.

During the course of arguments, the final report/challan

presented by the Investigating Agency has been read over by the counsel for the petitioner and as per which Bharpur Singh, who was assigned the role of a guarantor has entered into a compromise with the complainants and a sum of Rs.10 lacs approximately has already been made over to the complainants.

Under such peculiar circumstances, wherein even though entire entrustment is allegedly to the present petitioner but it is a co-accused Bharpur Singh, who has returned almost the entire amount, false implication of the present petitioner cannot be discounted.

In view of the above and keeping in view the fact that the petitioner has been in custody since 07.09.2015, the present petition is allowed.

Petitioner be enlarged on bail subject to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate, Sangrur.

It is clarified that the observations contained in this order are confined only as regards considering the prayer of the petitioner for grant of bail and would have no bearings on the merits of the case.

Disposed of.

29.01.2016

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**