

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

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**CRM No.M-43954 of 2015
Date of decision:13.01.2016**

Jasbir @ Rahul @ Amit

... Petitioner

Vs.

State of Haryana

... Respondent

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

Present: Mr.Kulvir Narwal, Advocate
for the petitioner.

Mr. Vivek Saini, DAG, Haryana.

...

TEJINDER SINGH DHINDSA, J.

This order shall dispose of the present petition filed under Section 439 Cr.P.C. seeking concession of regular bail to the petitioner in case FIR No.67 dated 08.02.2014 under Sections 406, 420, 465, 468, 471 and 120-B IPC, registered at Police Station Sadar, Bahadurgarh.

FIR in question was registered on the basis of a complaint made in the year 2012 of the Senior Manager, Union Bank of India, Ambala City. In the complaint it was alleged that in the months of June and July 2012, the bank had received 10 forged and fabricated cheques for Rs.50,000/- each through State Bank of India, Allahabad Bank and Indian Overseas Bank. Complainant has stated that the cheques had neither been issued by the bank to any account holder nor printed on the leaves of the bank.

It so transpired that during the course of investigation one Manoj son of Ram Niwas was joined investigation and arrested on 09.10.2014. It is on the basis of the disclosure statement of Manoj that the name of the another Manoj son of Raghubir Singh surfaced and who in turn named the present petitioner and stated that the accused used to contact the

person on phone and delivered forged cheque of Rs.50,000/- and accepted the sum of Rs.5,000/- in lieu thereof. Further allegation is that the cheques were handed over on the pretext that the same were in respect of government subsidy.

Learned State counsel has not been able to refer to any incriminating material from the challan which would be construed as direct evidence towards the present petitioner having forged and printed any of the cheques.

That apart, it may be noticed that the investigation in the case is complete and thereafter challan has been presented and even charges have been framed on 02.01.2016. Petitioner has been in custody since 15.10.2015. The petitioner is not stated to be involved in any other criminal proceedings.

Without making any observation on merits, the petitioner is held entitled to the benefit of bail.

Petition is allowed. Petitioner be enlarged on bail subject to the satisfaction of the trial Court/Duty Magistrate, Jhajjar.

Disposed of.

13.01.2016

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**(TEJINDER SINGH DHINDSA)
JUDGE**