

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-17819-2017(O&M)

Date of Decision:12.07.2017

Parminder Singh

.....PETITIONER

Vs.

State of Punjab

.....RESPONDENT

CRM-M-18976-2017

Brishbhan Singh

.....PETITIONER

Vs.

State of Punjab

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE SURINDER GUPTA

Present: Mr.M.S. Bedi Sr. Advocate with
Mr.Mandeep Singh, Advocate for the petitioner
In CRM-M-17819 of 2017.

Mr.GPS Bal, Advocate for the petitioner
In CRM-M-18976 of 2017.

Mr.Ajay Pal Singh, DAG, Punjab.

SURINDER GUPTA J.(Oral)

Both the petitions have been filed under Section 439 Code of Criminal Procedure for grant of regular bail to the petitioners in case FIR No. 326 dated 18.12.2015, registered for the offences punishable under Sections 406, 420, 467, 468, 506 and 120-B of Indian Penal Code (for short, "IPC") at Police Station City Khanna.

Heard.

Learned counsel for petitioner-Parminder Singh, submits that petitioner was only an agent of a company, namely, *4S Forever Pvt. Ltd.*

Learned counsel for petitioner-Brishbhan Singh, submits that the petitioner has been falsely implicated in his capacity of director while his name is nowhere reflected in the list of the director. In support of his contention, he has shown the list of directors attached with the challan recorded by the police where the name of the petitioner has no where mentioned as director of the above referred complaint.

Learned State counsel has also submitted that Parminder Singh was the agent and on verification of the list of the directors attached with the petition, he submits that name of Brishbhan Singh is nowhere reflected in the list as director of 4S Forever Pvt. Ltd.

In view of the above facts and without expressing any opinion on merits of the case, both the petitions are allowed. Petitioners, namely, Parminder Singh and Brishbhan Singh in the respective petitions are ordered to be released on regular bail on their furnishing bail bond and surety bond to the satisfaction of concerned trial Court/Chief Judicial Magistrate/Duty Magistrate, subject to following terms:-

- (a) The petitioner shall comply with the conditions mentioned in Section 437(3) Cr.P.C.
- (b) In the event of his absence on any date of hearing, the benefit of bail allowed to the petitioner shall stand withdrawn. The trial Court shall be competent to cancel his bail bond and surety bond and proceed to procure his presence in accordance with law. In that eventuality the petitioner shall have to apply for bail afresh.

(c) He shall not leave the country without the previous permission of the Court.

A copy of this order be placed on the file of other connected matter.

(SURINDER GUPTA)
JUDGE

12.07.2017
Anjal

Whether speaking/reasoned?	Yes/No
Whether reportable?	Yes/No