

CRM-M-2243-2017

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

CRM-M-2243-2017

Date of Decision: 03.03.2017

Amit Jha alias Varun Shah

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. S.K.Gupta, Advocate,
for the petitioner.

Mr. Deep Singh, AAG, Punjab.

INDERJIT SINGH, J.

Petitioner-Amit Jha alias Varun Shah has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.04 dated 01.01.2015, registered at Police Station Nakodar District Jalandhar, under Sections 406, 420, 365, 342, 506 and 120-B of the Indian Penal Code and Section 307 of the Indian Penal Code added later on.

Notice of motion was issued. Learned State counsel appeared and contested the instant petition.

I have heard learned counsel for the petitioner as well as learned State counsel and gone through the record.

From the record, I find that neither the petitioner has been named in the FIR, nor there is any attribution to him.

Learned State counsel submitted that the present petitioner

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took the complainant and others from the airport to the place where they were kept illegally confined.

Perusal of the record shows that main accused namely Monika Malik and Gurjinder Singh Cheema, who are named in the FIR, have already been released on bail by this Court vide CRM-M-18838-2015 and CRM-M-3553-2016. Therefore, on the ground of parity, the petitioner is entitled to bail.

Otherwise also, the petitioner has been in custody since 16.07.2016. He is not required for any investigation or interrogation purposes as he is in judicial custody. The trial of the case will take long time. No useful purpose will be served by keeping the petitioner in custody till the final disposal of the case.

Keeping in view the facts and circumstances of the present case; without discussing the facts in minute detail; without expressing any opinion on the merits of the case and on the ground of parity also, this criminal miscellaneous petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing personal bonds in the sum of ₹50,000/- with one surety in the like amount to the satisfaction of the trial Court/Duty Magistrate.

03.03.2017

parveen kumar

**(INDERJIT SINGH)
JUDGE**

Whether speaking/reasoned	:	Yes
Whether reportable	:	No