

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

**CRM No.M-34844 of 2016 and
CRM No.M-34846 of 2016**

Date of decision: February 21, 2017

CRM No.M-34844 of 2016

Bikram Singh

...Petitioner

Versus

State of Punjab

...Respondent

AND

CRM No.M-34846 of 2016

Mukesh Kumar alias Banta

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Jyotiraditya Singh, Advocate
for the petitioner (in CRM No.M-34844 of 2016).

Mr. M.S.Virdi, Advocate,
for the petitioner (in CRM No.M-34846 of 2016).

Mr. Deep Singh, AAG, Punjab.

INDERJIT SINGH, J.

Both the petitions are taken up together for decision being
arisen from the same FIR.

Petitioners have filed these petitions under Section 439 Cr.P.C. for grant of regular bail in case FIR No.71 dated 06.05.2016, registered at Police Station Patti, under Sections 420, 467, 468, 471, 419, 403 and 120-B of Indian Penal Code.

Notice of motion has been issued in both the petitions.

Mr. Deep Singh, Asstt. Advocate General, Punjab, has put in appearance on behalf of the respondent-State and contested these petitions.

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

From the record, I find that the FIR in the present case has been registered against the main accused-Randhir Singh with the allegation that he presented a fake cheque amounting to Rs.68,70,340/- with the bank. The present petitioner was also found involved in the commission of offence. As per FIR, the present petitioner Bikram Singh has also withdrawn an amount of Rs.48,65,715/- by presenting a fake cheque and petitioner Mukesh Kumar alias Banta withdrawn an amount of Rs.26,59,803/-.

Learned counsel for the petitioners state that the petitioners are innocent and they have only presented the cheques in the bank and got the cash and returned it to other co-accused and they have done this only for the greediness of commission for which they were offered, otherwise they are not knowing anything.

Petitioner Bikram Singh is in custody since 07.05.2016 and petitioner Mukesh Kumar alias Banta is in custody since 16.05.2016. They are not required for any further investigation or interrogation purposes. Furthermore, co-accused Anuj Jain has already been granted the benefit of

parity, the petitioners are also entitled to the benefit of bail. Moreover, no useful purpose will be served by keeping the petitioners in custody, as conclusion of the trial will take sufficient time.

Keeping in view the facts and circumstances of the present case; without discussing the facts in minute detail and without expressing any opinion on the merits of the case, these criminal miscellaneous petitions are allowed and the petitioners are ordered to be released on regular bail subject to their furnishing personal bonds in the sum of Rs.50,000/- with two sureties of the like amount each to the satisfaction of the trial Court/Duty Magistrate.

February 21, 2017

rajesh k.khurana

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned	:	Yes
Whether Reportable	:	No