

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM No. M-44553 of 2016 (O&M)

Date of Decision: 27.03.2017

Satyawan

... Petitioner

Versus

State of Haryana

... Respondent

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

Present:- Mr. Rajesh Bansal, Advocate,
for the petitioner.

Mr. C.S. Bakhshi, Additional A.G., Haryana.

Mr. ADS Sukhija, Advocate,
for respondent No.2/Bank.

TEJINDER SINGH DHINDSA, J.(ORAL)

Petitioner seeks benefit of regular bail pending trial in case FIR No.39 dated 26.01.2016, under Sections 120-B, 406, 420, 467, 468, 471, 201 of IPC (Sections 7/13/49 of P.C. Act added later on), registered at Police Station City Jind, District Jind.

FIR came to be registered at the instance of HDFC Bank against Ashish Bansal and 36 other co-accused on the allegations that they in connivance with each other have cheated and played a fraud with the complainant Bank to the tune of Rs.21 crores approximately and on the strength of forged documents in the nature of sale deeds etc.

The name of the present petitioner finds a mention in the FIR itself in the capacity of driver of one of the main accused i.e. Ashish Bansal.

Learned State counsel as also counsel representing the complainant HDFC Bank would oppose the present petition by contending that the present petitioner had signed the loan account opening form of a

firm, namely, Ami Lal Rameshwar Dass as an authorized signatory and who had been advanced the loan. That apart, it is contended that the present petitioner had also signed in place of Vijay Kumar who is also one of the beneficiaries.

Petitioner was arrested on 25.08.2016.

Challan against the petitioner has already been presented. Even though charges are yet to be framed.

State counsel would concede that the report from FSL, Madhuban as regards the signatures on the loan opening account form as also of the petitioner having signed for Vijay Kumar is still awaited.

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

Petition is allowed. Petitioner be enlarged on bail subject to satisfaction of the Chief Judicial Magistrate/Duty Magistrate, Jind.

Disposed of.

27.03.2017

vandana

(TEJINDER SINGH DHINDSA)
JUDGE

Whether speaking/reasoned

Yes

Whether Reportable

No