

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

**CRM-M-15302-2018
Date of decision : 31.05.2018**

Heera Lal Kumar

..... Petitioner

versus

State of Punjab

..... Respondent

**CORAM : HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present: Mr. Abhinav Gupta, Advocate for the petitioner.

Ms.Jaspreet Kaur, AAG, Punjab.

DAYA CHAUDHARY, J. (ORAL)

This petition has been filed by the petitioner for the grant of regular bail in case FIR No.160 dated 23.09.2016, under Sections 420/120-B IPC and Sections 4 and 5 of the Prize Chits & Money Circulation Schemes(Banning) Act, 1978 registered at Police Station Civil Lines, Bathinda, Punjab.

Learned counsel for the petitioner submits that the petitioner has been falsely implicated in the case whereas neither any act has been done by him nor he is involved in any manner. There is no misappropriation on his part as he is neither the partner nor beneficiary of the Firm and has been implicated being father of one of the co-accused. He is 73 years of age and is in custody since 06.01.2018. Learned counsel also submits that on the same set of allegations in FIR No 74 dated 12.05.2016, under Section 420/120-B IPC and Sections 4 and 5 of the Prize Chits & Money Circulation

Schemes(Banning) Act, 1978 registered at Police Station Civil Lines, Bathinda Punjab, the petitioner has been granted regular bail vide order dated 25.04.2018 passed in CRM-M-15374-2018.

Learned State counsel has opposed the submissions made by learned counsel for the petitioner on the ground that name of the petitioner is there in the FIR and he was present at the time of entrustment of the amount. Since the petitioner is neither the partner of the firm nor beneficiary in any manner, allegations of investing and sponsoring are there and that are against the co-accused. The petitioner is in custody since 06.01.2018 and moreover he has been released on regular bail under the similar allegations in CRM-M-15374 of 2018 vide order dated 25.04.2018.

Accordingly the petition is allowed and petitioner Heera Lal Kumar is ordered to be released on bail to the satisfaction of the trial Court.

(DAYA CHAUDHARY)
JUDGE

31.05.2018

sunita

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No