

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

CRM-M No.17804 of 2018

Date of Decision: 03.08.2018

Satya Parkash Singh

....Petitioner

Versus

State of Haryana

....Respondent

BEFORE :- HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present:- Mr. R.S. Randhawa, Advocate
for the petitioner.

Ms. Tanushree Gupta, D.A.G., Haryana.

DAYA CHAUDHARY, J. (ORAL)

This petition has been filed under Section 439 Cr.P.C for grant of regular bail to the petitioner in case FIR No.589 dated 15.12.2015 registered under Sections 406, 420, 467, 468, 471, 120-B and 201 IPC at Police Station Kotwali, Faridabad.

Learned counsel for the petitioner submits that the petitioner has falsely been implicated in the case, whereas, he was working as an employee with the Company. The FIR was registered against Directors and employees of the Company on 15.12.2015. It was found during investigation that Raghvender Singh Narvaria, Dayanand Narvaria and Kedar Nagar are the Directors of the Company BNP India Developer and Infrastructure and have purchased properties in the name of the Company by using the investments of the public. Learned counsel also submits that only the challan has been presented and charges have not been framed. Co-accused of the petitioner, namely, Perhlad Singh has been released on

regular bail by the trial Court. The offence is triable by the Magistrate and the petitioner has undergone custody of approximately one year. The trial may take long time to conclude and no useful purpose would be served by keeping the petitioner in custody.

Learned State counsel has not disputed the custody period and also the fact that co-accused Perhlad Singh has been released on regular bail by the trial Court but has opposed the bail of the petitioner on the ground that he is signatory and cannot claim parity with co-accused Perhlad Singh.

Heard the arguments of learned counsel for the parties and have also perused the contents of the FIR as well as other documents available on the file.

By considering the custody of the petitioner, which is approximately one year; the fact that co-accused Perhlad Singh has been released on regular bail by the lower Court; only the challan has been presented and even the charges have not been framed so far; the offence is triable by the Magistrate and no useful purpose would be served by keeping the petitioner behind bars, the present petition is allowed and petitioner, namely, Satya Parkash Singh, is ordered to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the trial Court.

(DAYA CHAUDHARY)
JUDGE

03.08.2018
gurpreet

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No