

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Date of Decision: 13.09.2018

1. CRM-M-3473-2018

Hariom Sharma

.. Petitioner

Vs.

State of Haryana

..Respondent

AND

2. CRM-M-7665-2018

Vinod Shrivastav

.. Petitioner

Vs.

State of Haryana

..Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Sarvjit Singh Khurana, Advocate for the petitioner(s).

Mr. Sukhdeep Parmar, DAG, Haryana.

...

Inderjit Singh, J.

This order shall dispose of CRM-M-3473-2018, filed by petitioner-Hariom Sharma and CRM-M-7665-2018, filed by petitioner-Vinod Shrivastav, under Section 439 Cr.P.C. for grant of regular bail in case FIR No.430 dated 03.08.2017, registered at Police Station Model Town, District Rewari, under Sections 406, 420, 467, 120-B of the Indian Penal Code and Sections 6 and 7 of Haryana Protection of Interest of Depositors in Financial Establishment Act, 2013 (added later on).

Notice of motion has been issued in both these petitions.

Learned State counsel put in appearance on behalf of the respondent-State and contested these petitions.

I have heard learned counsel for the petitioner(s) as well as

learned State counsel and have gone through the record.

From the record, I find that the FIR was registered on the basis of application filed by complainant-Om Parkash. As per the allegation, he invested Rs. 14 lakhs in about 97 bonds, in the company of the accused during the period from October, 2014 to May, 2017. As per the FIR, the company has not returned the money invested by the complainant. Though learned State counsel argued that a fraud has been committed of about ₹25 to 30 crores, but at the same time, in this case, there is no other complainant nor statement of any other person has been recorded regarding committing of fraud.

The petitioners have been in custody since 25.10.2017. They are not required for any investigation or interrogation purposes as they are in judicial custody. The trial of the case will take long time. No useful purpose will be served by keeping the petitioners 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 and without expressing any opinion on the merits of the case, this criminal miscellaneous petitions are allowed and the petitioners are ordered to be released on bail subject to their furnishing personal bonds in the sum of ₹50,000/- with two sureties in the like amount each to the satisfaction of the trial Court/Duty Magistrate with further directions to surrender their passports before the trial Court/Duty Magistrate.

13.09.2018

Jasmine Kaur

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
No