

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Criminal Misc. No. M-36669-2018

Date of Decision: 31.08.2018

Sunil Kumar

.. Petitioner

Vs.

State of Punjab

..Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Joginder Sharma, Advocate for the petitioner.

Mr. Pawan Sharda, Sr. DAG, Punjab.

...

Inderjit Singh, J.

Petitioner Sunil Kumar has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.125 dated 11.06.2016, registered at Police Station Kotwali, Patiala, under Sections 379, 380, 409, 420, 467, 468, 471 and 120-B of the Indian Penal Code.

Notice of motion has been issued. Learned State counsel appeared and contested the instant petition.

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

As per the prosecution version, some refund vouchers of the Income Tax Department were found stolen and amount of ₹50 lacs had been credited to the account of the present petitioner on the basis of those stolen vouchers.

The petitioner has been in custody since 16.06.2016 i.e. more than 2 years and 2½ months. All the offences are triable by the Judicial

Magistrate, 1st Class. It has been brought to the notice of this Court that no witness has been recorded so far. He is not required for any investigation or interrogation purposes as he is in judicial custody. The trial of the case will take long time. No useful purpose will be served by keeping the petitioner 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 petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing personal bonds in the sum of Rs.50,000/- with two sureties in the like amount each to the satisfaction of the trial Court/Duty Magistrate.

31.08.2018
Jasmine Kaur

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
No