

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-53108-2018

Date of Decision: 06.12.2018

Sanjeev Kumar

.. Petitioner

Vs.

State of Punjab

..Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Bal Krishan Mehta, Advocate for the petitioner.

Ms. Monika Jalota, DAG, Punjab.

...

Inderjit Singh, J. (Oral)

Petitioner-Sanjeev Kumar has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.222 dated 17.10.2018, registered at Police Station Jandiala, Amritsar (Rural), District Amritsar, under Sections 420 and 120-B of the Indian Penal Code, 1860 and Section 7 of the Prevention of Corruption Act, 1988.

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.

The FIR in the present case has been got registered by Satinder Singh on the allegation that muneem (accountant), namely, Gopi Chand of Sandeep Singh Bawa (Commission Agent) had died due to heart attack and present petitioner Sanjeev Kumar had allured the complainant in conspiracy

with others that the police can convert the death of muneem into a murder case and by stating this, he settled the matter with the complainant for an amount of ₹30,50,000/-. It is also stated in the FIR that ₹29,50,000/- had been taken on various dates and then he asked the complainant to go to the police station and get the post mortem conducted. The present petitioner is a private person. He is not a public servant.

The petitioner has been in custody since 17.10.2018. 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 ₹50,000/- with one surety in the like amount to the satisfaction of the trial Court/Duty Magistrate.

06.12.2018
Jasmine Kaur

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
No