

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

Crl. Misc. No.M-53708 of 2018

Date of Decision:- 10.12.2018

Pardeep Tyagi

....Petitioner

vs.

State of Punjab

....Respondent

BEFORE :- HON'BLE MR. JUSTICE SUDHIR MITTAL

Present:- Mr. Deepak Bhardhwaj, Advocate,
for the petitioner.

Mr.Kirat Singh Sidhu, DAG, Punjab.

Sudhir Mittal, J. (Oral)

The petitioner seeks regular bail in case FIR No.192 dated 14.9.2018 registered at Police Station Mataur, District SAS Nagar under Sections 406, 419, 420, 465, 467, 468, 471, 474 and 120-B IPC.

Learned counsel for the petitioner submits that the petitioner is a Sales Manager with Berkeley TATA Motors. Through him, a TATA Safari vehicle was sold to one Satpal and an amount of ₹ 11.75 lacs was disbursed to him by Punjab and Sind Bank for purchase of the said vehicle. In the loan documents, one Jarnail Singh and one Kamlesh signed as guarantors. Thereafter, the purchaser of the vehicle stop paying the loan instalment and the bank was unable to contact the guarantors also, resulting in registration of the FIR. The petitioner is not named therein and has been nominated subsequently as allegedly the petitioner was in collusion with the loanee and the guarantor, namely, Jarnail Singh and this fact has

signatures on the loan agreement without disclosing the purpose for which the same were obtained. The petitioner is not involved in the loan transactions. He has been falsely implicated. He has been in custody since 9.10.2018 and releasing him on bail would not prejudice the prosecution in any manner.

Learned State counsel does not dispute the fact that the petitioner does not have any criminal antecedents and that he has been working as a Sales Manager in various companies. His profession is selling cars and this particular deal seems to have been fraudulent. However, without opining on the merits of the case, I do not see any good reason to keep the petitioner behind bars. He is not a habitual criminal and the prosecution is not likely to be prejudiced in any manner in case he is released on regular bail.

The petition is accordingly allowed and petitioner-Pardeep Tyagi is ordered to be released on regular bail on his furnishing bail and surety bonds to the satisfaction of learned trial Court concerned.

December 10, 2018**poonam****(SUDHIR MITTAL)****JUDGE****Whether Speaking/Reasoned****Yes****Whether Reportable****No**