

**In the High Court for the States of Punjab and Haryana
At Chandigarh**

CRM-M-3197-2019 (O&M)
Date of Decision:- 30.1.2019

Pardeep Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Sant Pal Singh Sidhu, Advocate for the petitioner.

Ms. Simranjeet Kaur, AAG, Punjab.

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GURVINDER SINGH GILL, J.(Oral)

By way of filing this petition, the petitioner seeks grant of regular bail in respect of a case registered vide FIR No.83 dated 2.4.2018 at Police Station Tripuri, Patiala, District Patiala under Sections 420, 406 and 120-B of Indian Penal Code, 1860.

The FIR was registered at the instance of Gurdarshan Singh Gill, Retired Inspector General, Jail, Punjab, wherein it has been alleged that Om Parkash, who was working as an agent in the post office visited him in the year 2013 and got invested some of his amount in the bonds in post office and in shares from which he earned profits and thus he started trusting him. It is alleged that in the month of December 2013, Om Parkash visited him and told him about various plans of 'Purvanchal Multi State Cooperative Society Limited' and he believing him gave two cheques for an amount of ₹7 lacs and of ₹5 lacs for investment. It is alleged that although he did get some returns from the said investment but the said returns were

discontinued in the month of November/December 2016 and when he spoke to Om Parkash about the same he talked to a person namely Swaran Singh and later said Om Parkash contacted the complainant saying that the vice-president of the society had got cheques for him. It is alleged that the complainant was given two cheques for an amount of ₹6.27 lacs and of ₹8,93,200/- but upon presentation of the same, the same were dishonoured.

The learned counsel for the petitioner has submitted that the petitioner has falsely been implicated in the present case merely on account of the fact that he happens to be son of the President of 'Purvanchal Multi State Cooperative Society Limited' and that infact he has no role to play in the business of the said society. It has thus been submitted that the petitioner is nowhere related with the said society and cannot be held liable for any act or conduct on behalf of the said society.

Opposing the petition, the learned State counsel has submitted that since the petitioner is specifically named in the FIR, wherein it has been alleged that the amount of ₹12 lacs had been entrusted to the petitioner, no case for grant of bail is made out. It has further been submitted that the challan has already been presented.

Having considered rival submissions addressed before this Court and having regard to the fact that the petitioner has been behind bars since the last about six months and challan has already been presented, in my opinion, no useful purpose will be served by detaining the petitioner behind bars any further. The petition, as such, is accepted. The petitioner Pardeep Singh is ordered to be released on bail on his furnishing bail

bonds/surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

This present petition stands accepted accordingly.

30.1.2019

pankaj

(Gurvinder Singh Gill)
Judge

Whether speaking /reasoned

Yes / No

Whether Reportable

Yes / No