

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

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CRM-18450-2019 in/and
CRM-M-21812-2019 (O&M)
Date of Decision : 31.5.2019

Manoj Kumar

....Petitioner

vs.

State of Punjab

....Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present: Mr. S.R.Hooda, Advocate
for the applicant-petitioner.

Ms. Amarjit Kaur Khurana, DAG, Punjab.

AJAY TEWARI, J. (Oral)

CRM-18450-2019

This is an application for adding Section 467 IPC in the head note and prayer clause of the petition.

For the reasons recorded in the application, the same is allowed and Section 467 IPC is directed to be added in the head note and prayer clause of the petition.

CRM-M-21812-2019

This petition has been filed under Section 439 Cr.P.C for grant of regular bail to the petitioner in case FIR No.215 dated 14.12.2018 registered under Sections 420, 465, 471, 467, 120B IPC, 1860 at police station Division No. 4, Jalandhar, District Jalandhar.

As per the FIR, the complainant had come into the contact of Sujoy Biswas who assured her a job in GO AIR Company and on that pretext, the petitioner took a lot of money from her (and from other persons) and misappropriated it and they handed over fake appointment letters. However, when the complainant approached GO AIR, she came to know about the fact that they were all fake letters.

Learned counsel for the petitioner has argued that though the name of the petitioner is mentioned as accused in the FIR yet no role has been attributed to him and has been in custody for about 5 months.

Learned DAG on instructions from ASI Suchha Singh has argued that the petitioner was an integral part of the whole scheme.

Custody certificate dated 28.5.2019 by way of affidavit of Mohal Lal, Deputy Superintendent, District Jail, Rupnagar has been filed on behalf of the respondent-State, the same is taken on record. Copy has been supplied to the opposite counsel. The custody certificate also certifies the fact that the petitioner has been in custody for 4 months and 23 days.

Learned DAG states that Sujoy Biswas has been granted conditional bail and the condition is that he will create a fixed deposit of Rs.1 lakhs and will keep it with the Trial Court.

Keeping in view of the entire facts of the circumstances of the case, I deem it appropriate to grant bail to the petitioner subject to the same condition. Let the petitioner be released of interim bail to the satisfaction of the Trial Court and when he will make a fixed deposit of Rs.1 lakh within two weeks thereafter, his bail would be confirmed.

Petition stands disposed of.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

31.5.2019
anuradha

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned	-	Yes/No
Whether reportable	-	Yes/No