

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Criminal Misc.-M No.46503 of 2018 (O&M)

Date of Decision: January 24, 2019.

Aashish Bhatnagar

.....Petitioner

versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR.JUSTICE GURVINDER SINGH GILL.

Present: Mr.Manish Soni, Advocate, for the petitioner.

Ms.Aditya Girdhar, AAG, Haryana.

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Gurvinder Singh Gill, J. (Oral)

The petitioner seeks grant of regular bail in case FIR No.538 dated 02.07.2015, registered at Police Station Civil Lines, Gurugram under Sections 420 and 408 IPC.

The FIR was lodged at the instance of the complainant-FRR Forex Private Limited through its Senior General Manager Mr.Sunil Chadha, wherein it has been alleged that an amount of Rs.10,91,700/- and Rs.12,31,000/- was transferred by FRR Forex Private Limited on 16.06.2014 and 18.08.2014 respectively, into the account of M/s Transcorp International Limited, so as to get the aforesaid amount converted into US dollars. It is alleged that although the aforesaid amount has been deposited with M/s Transcorp International Limited who had handed-over US dollars of \$18,000/- and \$20,000/- to Mr.Ankit Kumar Singh and Mr.Shiv Dayal Bhardwaj, but the same were not deposited with the FRR Forex Private Limited. While Ankit Kumar Singh and Shiv Dayal Bhardwaj were stated

petitioner was working as Field Boy with FRR Forex Private Limited.

Learned counsel for the petitioner states that the petitioner has been falsely implicated in this case and he has been made a scapegoat and that he had never got the aforesaid dollars in question.

Opposing the petition, learned State counsel submitted that it is the petitioner who is the main accused and who collected the dollars from M/s Transcorp International Limited and whose signatures are there acknowledging the same.

Having regard to the rival submissions and while bearing in mind that the petitioner is behind bars since more than six months and challan has already been presented and charges have been framed and out of 36 prosecution witnesses not even a single witness has been examined so far, in my opinion, no useful purpose will be served by keeping the petitioner behind the bars. Consequently, the present petition is accepted and the petitioner is ordered to be released on regular bail on his furnishing bail bonds/surety bonds to the satisfaction of learned trial court/Chief Judicial Magistrate/Duty Magistrate concerned.

This petition stands accepted accordingly.

January 24, 2019

mohinder

(GURVINDER SINGH GILL)
JUDGE

Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No