

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

CRM-M-51297-2018 (O&M)

Date of Decision:-11.1.2019

Raghav Kumar

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Ashish Aggarwal, Advocate for the petitioner.

Ms. Ruchika Sabherwal, Assistant Advocate General, Punjab.

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.144 dated 1.8.2018 at Police Station Cantonment, District Amritsar City under Sections 420, 467, 468, 471 and 120-B of Indian Penal Code, 1860.

The allegations, in nutshell, are that the petitioner had raised a loan of ₹12 lacs for purchase of 'Toyota Innova' car. However, subsequently he defaulted in repayment of the installments and infact later on also sold the said car as against the conditions of the loan.

It is further the case of prosecution that upon investigation it has been found that at the time of submitting documents for raising loan, forged documents in the nature of forged PAN card and Voter card had been submitted.

The learned counsel for the petitioner has submitted that the matter mainly pertains to civil liability and that in any case the petitioner has

been behind bars since the last more than 5 months and that in these circumstances the petitioner deserves the concession of bail.

Opposing the petition, the learned State counsel has submitted that in view of the fact that forged documents had been submitted by the petitioner at the time of raising loan, no case for grant of bail is made out. The learned State counsel has further submitted that the challan already stands presented.

Having considered rival submissions addressed before this Court and bearing in mind the fact that the petitioner has been behind bars since the last more than five months and that the challan already stands presented, in my opinion, no useful purpose would be served by further detaining the petitioner behind bars as the trial in its normal course is likely to take some time for its conclusion. The petition, as such, is accepted. The petitioner Raghav Kumar 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 petition stands accepted accordingly.

11.1.2019

pankaj

**(Gurvinder Singh Gill)
Judge**

Whether speaking /reasoned Yes / No

Whether Reportable Yes / No