

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

(I)

CRM-M-31144-2019

Date of Decision: 29.7.2019

Monu Singh

.....Petitioners

Versus

State of Punjab

.....Respondent

(II)

CRM-M-31124-2019

Amrit Kumar @ Amit

....Petitioner

Versus

State of Punjab

....Respondent

CORAM : HON'BLE MR.JUSTICE GURVINDER SINGH GILL

Present: None for the petitioners.

Mr. Kirat Singh Sidhu, DAG, Punjab.

GURVINDER SINGH GILL, J. (ORAL)

1. This order shall dispose of the aforementioned petitions filed on behalf of Monu Singh and Amrit Kumar @ Amit seeking regular bail in respect of FIR registered against them vide FIR No.55 dated 14.5.2019 under Sections 420, 120-B IPC, Police Station Dasuya, District Hoshiarpur.
2. It is the case of prosecution that during the course of recruitment process of civil employees in Indian Army, 2688 candidates had appeared, who

had initially been searched and made to sit in the examination. During the course of invigilation, one candidate namely Sukhvir Singh was checked, who was found to be carrying a mobile phone in his clip board. Additionally, a mini listening device and a dongle attached with a battery and SIM card reader connected via bluetooth were also found from the right pocket of his trouser. On the basis of suspicion other candidates were also checked and during the course of search Satish was found to be carrying dongle battery, Monu Singh (petitioner) son of Shamsher Singh was also found to be carrying a dongle battery. Pardeep was also found to be carrying a dongle battery, Gurtej was found to be carrying a dongle battery and SIM card 4G of Vodafone company, Amit Kumar (petitioner) was found to be carrying battery, dongle SIM card reader, bluetooth connectivity, SIM card Airtel 4G and clip board, Shish Ram was found to be carrying clip board, dongle battery, SIM card reader, bluetooth connectivity, SIM card Vodafone 4G, Sonu son of Banni Singh was found to be carrying clip board dongle battery, Sunil was found to be carrying clip board, battery dongle, SIM card reader, bluetooth connectivity, SIM card Airtel 4G, Ravinder was found to be carrying clip board, Mini listening device, clip board dongle battery, Dinesh was found to be carrying clip board, dongle battery, Saurabh was found to be carrying camera 360 IPS company photron and Sunil Kumar @ Sushil Kumar was found to be carrying mini listening device.

3. Opposing the petition, learned State counsel has submitted that since dongle battery was recovered from the petitioner-Monu Singh and Amrit

Kumar @ Amit was found to be carrying battery, dongle SIM card reader, bluetooth connectivity, SIM card Airtel 4G and clip board, their complicity and intentions to cheat is evident and in these circumstances the petitioners do not deserve the concession of bail. It has, however, been informed that the petitioners have been behind bars since last more than two months.

4. In view of the facts and circumstances of the case and while noticing that the petitioners have been behind bars since the last more than two months and no other recovery is to be effected from the petitioners and that co-accused namely Sonu has already been granted bail by this Court vide order dated 8.7.2019, in my opinion, it is a fit case for grant of bail. The petitions, as such, are accepted and the petitioners are ordered to be released on bail subject to their furnishing bail bonds/surety bonds to the satisfaction of trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

(GURVINDER SINGH GILL)
JUDGE

29.7.2019
Gaurav Sorot

Whether reasoned / speaking?	Yes / No
Whether reportable?	Yes / No