

**CRM-M-31422-2019 and
CRM-M-31552-2019**

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

Date of Decision:04.10.2019

1. CRM-M-31422-2019

Manoj Kumar Sharma

... Petitioner

Versus

State of Punjab

... Respondent

AND

2. CRM-M-31552-2019

Yogesh Kumar

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Jitender Malik, Advocate,
for the petitioner in CRM-M-31422-2019.

Mr. Sushant Kareer, Advocate,
for the petitioner in CRM-M-31552-2019.

Mr. Sidakmeet S. Sandhu, AAG, Punjab.

INDERJIT SINGH, J. (Oral)

At the very outset, learned counsel for the petitioners submit
that Sections 419 and 474 of the IPC have been added subsequently and,

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therefore, the same could not be incorporated in the head-note and prayer clause of the petitions. Learned counsel for the petitioners pray that both the aforesaid sections may be added in the head-note and prayer clause of the petitions.

Heard.

Request allowed. Registry is directed to add Sections 419 and 474 of the IPC in the head-note and prayer clause of both the petitions.

This order shall dispose of CRM-M-31422-2019, filed by petitioner-Manoj Kumar Sharma and CRM-M-31552-2019, filed by petitioner-Yogesh Kumar, under Section 439 of the Cr.P.C. for grant of regular bail in case FIR No.09 dated 17.01.2019 under Sections 420, 465, 467, 468, 471, 472 and 120-B of the IPC (Section 419 and 474 of the IPC added later on), registered at Police Station City, Rupnagar.

Notice of motion was issued in both these petitions. Learned State counsel appeared on behalf of the respondent-State and contested both these petitions.

I have heard learned counsel for the petitioners as well as learned State counsel and gone through the record.

From the record, I find that FIR in the present case has been registered on the basis of secret information and both the petitioners are also named in the FIR. The allegation against them is that they used to prepare the false documents for the purpose of recruitment in army. As

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per learned State counsel, 63 stamps and 29 *aadhar* cards have been recovered from the petitioners.

Challan has already been presented. The petitioners have been in custody since 19.01.2019. They are not required for any investigation or interrogation purposes as they are in judicial custody. The trial of case may take a long time. No useful purpose will be served by keeping them in custody till the final disposal of the case.

Keeping in view the facts and circumstances of the present case; without discussing the facts in minute detail and without expressing any opinion on the merits of the case, both these criminal miscellaneous petitions are allowed and the petitioners are ordered to be released on bail subject to their furnishing personal bonds in the sum of Rs.50,000/- with one surety in the like amount each to the satisfaction of the trial Court/Duty Magistrate.

04.10.2019
parveen kumar

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned	:	Yes
Whether reportable	:	No