

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-6308-2020 (O&M)
Date of decision: 18.02.2020

Yogi

... Petitioner

Vs.

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Raman Chawla, Advocate
for the petitioner.

Mr. Naveen Sheoran, DAG, Haryana.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of regular bail in FIR No.276 dated 28.10.2017 under Sections 406, 420 IPC, registered at Police Station Quilla Panipat, District Panipat.

Learned counsel for the petitioner, at the very outset, submits that to show his bonafide, the petitioner is ready to deposit a sum of Rs.2.00 lacs, as security, with the trial Court, to be kept in an FDR, subject to final outcome of the case. It is further submitted that as per allegations in the FIR, registered at the instance of one Jitender Sharma, the petitioner introduced himself as agent of Punjab National Bank and offered him to get a vehicle financed from the bank, with an undertaking that the same will be later on leased out and the complainant will be given monthly rent of Rs.25,000/-. It is further stated in the FIR that after the loan was advanced, a car bearing temporary No.HR-99-Q-

STP/5450 was purchased and was taken in possession by the petitioner, however, it was never handed over back to the complainant nor the monthly rent of Rs.25,000/- was paid. Learned counsel further submits that the petitioner is in custody since 10.12.2019; investigation is complete and the case is now fixed for recording the prosecution evidence.

Learned State counsel, on instructions from ASI Jaibir Singh, has, however, submitted that the petitioner, later on, sold the said vehicle to one Ramesh, who further sold the same to some other person, who met with an accident and died. It is further submitted that the petitioner is involved in some other cases of similar nature.

Without commenting anything on merits of the case, considering the fact that offences are triable by the Court of Magistrate; investigation is complete and the petitioner has given an undertaking that he will deposit a sum of Rs.2.00 lacs with the trial Court, this petition is allowed and the petitioner is directed to be released on regular bail subject to furnishing his bail/surety bonds to the satisfaction of the trial Court/Illaq Magistrate/Duty Magistrate, concerned.

This will, however, be subject to deposit of Rs.2.00 lacs with the trial Court, which will be kept in an FDR, subject to final outcome of the case, without prejudice to right of defence of the petitioner.

Petition is disposed of.

[ARVIND SINGH SANGWAN]
JUDGE

18.02.2020
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Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No