

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

**CRM-13267-2020 in/and
CRM-M-9485-2020**
Date of Decision: 16.6.2020

Chatter PalPetitioner
Versus
State of Haryana
.....Respondent

CORAM: HON'BLE MS. JUSTICE NIRMALJIT KAUR

Present: Mr. Bikramjeet Singh Jatana, Advocate, for the petitioner.
Mr. Ramesh Kumar Ambavta, AAG, Haryana.

NIRMALJIT KAUR, J. (Oral)

CRM-13267-2020

For the reasons mentioned in the application, the same is allowed.

Date of hearing in the main petition is pre-poned from 23.7.2020 to today itself.

CRM-M-9485-2020

The present petition is filed under Section 439 Cr.P.C. seeking grant of regular bail in FIR No.126 dated 30.4.2018 under Sections 406, 420, 467, 468, 120-B IPC, Police Station Mahesh Nagar, Ambala, Haryana.

While praying for regular bail, learned counsel for the petitioner submitted that the petitioner is in custody since 25.10.2019. Further, the bail application has been dismissed by the trial Court that the petitioner is incharge of the Affairs of the Company, whereas, the same is factually incorrect. Further, no case under Section 406 is made out against the petitioner because he has not received any amount and in fact he himself is a victim. No money has been transferred in his account till date.

Learned counsel for the State-respondent, while opposing the bail submitted that it is a serious allegation and the complainant has still not been

examined.

Heard.

It is evident from the zimini orders placed on record as Annexure P-6 that the matter was adjourned five times for the prosecution witness to come present but each time no one was present and meanwhile, the petitioner has already spent almost about eight months in custody.

In view of the above, the petition is allowed. The petitioner is directed to be released on bail to the satisfaction of the concerned Chief Judicial Magistrate/Duty Magistrate.

(NIRMALJIT KAUR)
JUDGE

16.6.2020
sharmila

Whether Speaking/Reasoned	:	Yes/No
Whether Reportable	:	Yes/No