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CRM-16061-2020
in/& CRM-M-11596-2020

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-16061-2020
in/& CRM-M-11596-2020
Date of Decision: 16th July, 2020

Balwinder Kumar

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Manvinder Singh Bal, Advocate,
for the petitioner.

Mr. Nikhil Chopra, Addl. A.G., Punjab.

AUGUSTINE GEORGE MASIH, J. (ORAL)

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Prayer in this application is for preponement of the hearing of
the main petition, which is fixed for 11.08.2020.

Notice of the application to the Advocate General, Punjab.

On the asking of the Court, Mr. Nikhil Chopra, Addl. A.G.,
Punjab, accepts notice on behalf of the State.

For the reasons mentioned in the application, the same is
allowed. Hearing of the main petition is preponed and the same is taken on
board for consideration.

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Petitioner has approached this Court for grant of regular bail

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by filing this petition under Section 439 of the Code of Criminal Procedure, 1973, in FIR No.214, dated 22.08.2019, registered at Police Station City Tarn Taran, District Tarn Taran, under Sections 489-A, 489-B, 489-C and 473 of the Indian Penal Code.

Counsel for the petitioner contends that the petitioner is in custody since 22.08.2019. He contends that the co-accused of the petitioner, namely, Lakhwinder Singh, Kamaljit Singh and Angrej Singh have been granted the benefit of regular bail by this Court on the ground that the report of F.S.L. has not yet been received. He states that the copies of these orders have been appended as Annexures P-1 to P-3 with the petition. Prayer has, thus, been made for the grant of regular bail on the ground that the petitioner is similarly placed as the co-accused.

On the other hand, learned counsel for the State, on instructions from ASI Gurmeet Singh, P.S. City Tarn Taran, asserts that the fake currency notes of ₹ 3,80,000/- have been recovered from the petitioner, however, he could not dispute the fact that till date, the report of Forensic Science Laboratory has not been received.

Having considered the submissions of the counsel for the parties and keeping in view the fact that the petitioner is in custody since 22.08.2019 and his three co-accused have been granted regular bail by this Court as recorded above, which is apparent from the the orders placed on record as Annexures P-1 to P-3, this criminal miscellaneous petition is allowed. Petitioner is ordered to be released on bail subject to his furnishing bail and surety bonds to the satisfaction of the trial Court/Chief Judicial

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Magistrate/Duty Magistrate, Tarn Taran.

Any observation made herein-above shall have no bearing on
the merits of the case during the trial in any manner.

16th July, 2020
Harish

(AUGUSTINE GEORGE MASIH)
JUDGE

Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No