In the High Court of Punjab and Haryana at Chandigarh

(Proceedings conducted through Video Conference)

CRM-M- 22538 of 2020
Date of Decision: 18.8.2020

Money Kumar

---Petitioner

versus

State of Punjab

---Respondent

Coram: Hon'ble Mrs. Justice Rekha Mittal

Present: Mr. Krishan Sharma, Advocate
for the petitioner
Ms. Monika Jalota, DAG, Punjab

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Rekha Mittal, J.

Money Kumar, accused in FIR No. 14 dated 24.1.2020 registered at Police Station, City Moga for offence punishable under Sections 420, 506, 406, 201, 120-B of the Indian Penal Code, 1860 (in short "IPC") prays for grant of regular bail, pending trial.

Counsel for the petitioner would argue that petitioner was not named as an accused in the FIR whereas one Rajinder @ Mani Kumar was impleaded as an accused. It is further argued that on completion of investigation, challan has been presented against Rajinder @ Mani Kumar as well as the present petitioner. It is further argued that petitioner is in custody since 29.6.2020 and conclusion of trial is likely to take its own time.

Counsel representing State of Punjab while controverting contentions of the petitioner would submit that petitioner was named in the FIR. A sum of Rs. 94,000/- out of money received from the complainant by deceitful means has been deposited in the account of the petitioner. She would further inform that after presentation of challan, the case is now fixed

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for 1.9.2020 for framing of charge.

Offences for which the case has been registered are triable by Judicial Magistrate. As per allegations, the complainant has been cheated and in the process he parted with money amounting to Rs. 2 lakh and his Scorpio vehicle bearing No. JK-02-W-0786. On completion of investigation, challan has been presented in the court. The cases are not progressing for want of regular hearing due to Covid-19. There is no allegation that the petitioner is likely to flee from process of justice, in case enlarged on bail.

Without meaning to express any opinion on merits of the controversy, bail to the petitioner subject to his furnishing bail bonds to the satisfaction of trial court/ Judicial Magistrate (on duty), Moga. However, he shall abide by the following conditions:-

(i)He shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him/her from disclosing such facts to the Court or to any police officer; and

(ii)He shall not leave India without previous permission of the Court.

Disposed of.

(Rekha Mittal)
Judge

18.8.2020
PARAMJIT

Whether speaking/reasoned : Yes

Whether reportable : Yes/No

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