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

CRM-M-20726-2021

Date of decision : 26.05.2021

Gurmej Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE G.S. SANDHAWALIA

Present: Mr. Aman Dhir, Advocate for the petitioner.

Mr. S.S. Cheema, AAG, Punjab.

(The proceedings are being conducted through video
conferencing, as per instructions)

G.S. SANDHAWALIA, J. (ORAL)

The petitioner seeks regular bail in FIR No.62 dated 19.03.2021, registered under Sections 420, 120-B of the Indian Penal Code, 1860, at Police Station City Faridkot, District Faridkot.

Counsel for the petitioner has submitted that the petitioner is co-accused alongwith other accused namely Baljit Singh, Bittu Singh and Rupinder Singh and has been in custody since 19.03.2021.

The allegation itself against the petitioner in the FIR lodged by Amanpreet Arora, is that as such he was aware that the amount was to be doubled by some illegal manner on account of which he had arranged money to the tune of Rs.18,70,000/-. The petitioner and co-accused had

come to his house and shown him the bundles of white papers like notes, two small bottles, one big bottle of different colour solutions, two glasses of black colour and the money which had been arranged on that basis had been delivered to them as they had assured that it was to be doubled. It is, thus, the allegations that some items of glass as such were broken when the said activity of doubling was being carried out and other co-accused had left the house by taking the money and promising to return at 3:00 in the morning by leaving Gurmej Singh, the present petitioner behind. The said petitioner is stated to have tried to slip away but did not manage and at that point of time, the complainant realised that there is conspiracy that the story put forward for doubling the amount is false and, therefore, he had been duped and resultantly, the FIR was registered. The petitioner was thus handed over to the police.

It is submitted that such huge amount was involved and from where it was arranged is a matter of issue. Secondly, the complainant itself was aware that it is a illegal activity and now has stated that he had been cheated of the said amount and resultantly, the present case is of false implication.

Keeping in view the facts and circumstances and the nature of the allegations and the fact that the investigation is stated to have been completed as per the instructions received from SI Gurdial Singh by the State Counsel qua the petitioner, no useful purpose would be served in keeping the petitioner in further custody. Since, any recovery which is to be effected is no longer to be done and has to be done from co-accused in the facts and circumstances whose anticipatory bail applications is stated to

have been rejected by the Courts at Faridkot.

In such circumstances, since the trial will take considerable time in view of situation arising out of pandemic COVID-19, the petitioner is entitled for regular bail. Resultantly, the petition is allowed.

The petitioner shall be released on bail on furnishing bail bonds/surety bonds to the satisfaction of the CJM/Illaq Magistrate, Faridkot. Needless to say that any observations made in this order hereinabove will not have any effect upon the trial of the case.

26.05.2021

Pawan

**(G.S. SANDHAWALIA)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No