

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-30459-2021

Date of Decision: 20.09.2021

Amit Kumar alias Meetu

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr. Ravinder Malik, Advocate,
for the petitioner.

Mr. Munish Sharma, AAG, Haryana

AMOL RATTAN SINGH, J. (Oral)

This case has been taken up out of turn on the request of learned counsel for the petitioner after 4:00 pm, its turn not having come up in the normal course.

By this petition, the petitioner seeks the concession of 'regular bail' under the provisions of Section 439 Cr.P.C., upon FIR No.8, dated 07.01.2021, having been registered at Police Station Indri, District Karnal, alleging therein the commission of offences punishable under the provisions of Sections 406/409/420/467/468/471/120-B of the IPC.

Learned counsel for the petitioner, apart from pointing to the inquiry report dated 18.10.2019 (copy Annexure P-3), conducted by the Department of Co-operative Societies, Haryana, wherein it has been very clearly stated that no substantial evidence has been produced by the complainant in respect of any cheating actually done by the petitioner, he also submits that the petitioner is now in custody for more than 6 months, with a report under Section 173 Cr.P.C. already having been submitted to the competent court.

It is seen that a reply dated 02.09.2021 has also been filed on behalf of the respondent State by the DSP, Headquarters, Karnal (which is ordered to be taken on record), in which it is sated in paragraph 7(iv) (amongst other things), that the petitioner prepared forged/fraudulent record of the society, which was taken into its possession by the police.

Without making any comment on the actual merits of the case, the report under Section 173 Cr.P.C. having been submitted *qua* the petitioner at least and the allegation against him essentially pertaining to documentary evidence, the petition is allowed and the petitioner is ordered to be admitted to bail, upon him furnishing adequate bail and surety bonds to the satisfaction of the trial court/CJM/Duty Magistrate concerned.

September 20, 2021

dharamvir

**(AMOL RATTAN SINGH)
JUDGE**

Whether speaking/reasoned : YES
Whether Reportable : NO