

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

217

**CRM-M-30208-2020
Date of decision: 13.01.2021**

Kashmir SinghPetitioner
Versus

State of PunjabRespondent

CORAM: HON'BLE MR. JUSTICE ARUN KUMAR TYAGI

Present : Mr. Parampreet Singh Paul, Advocate
for the petitioner.

Mr. H.S. Multani, Asstt. A.G. Punjab
for the respondent-State.

ARUN KUMAR TYAGI, J (ORAL)

(The case has been taken up for hearing through video conferencing.

The petitioner has filed the present (first) petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No. 123 dated 19.12.2019 registered under Sections 489-B, 489-C and 120-B of the Indian Penal Code, 1860 at Police Station Sadar Rupnagar, District Rupnagar.

As per the prosecution version on 19.12.2019, the police party headed by ASI Sanjeev Kumar apprehended co-accused Vikramjit Singh and Sohan Lal while sitting in Maruti Car and on search recovered a bag containing 50 fake currency notes of the denominated value of Rs. 2,000/- each. During interrogation co-accused Vikramjit Singh and Sohan Lal implicated the petitioner as the person who had supplied the fake currency notes. The petitioner was arrested and seven

packets of plain paper along with pieces of glass cut to the size of currency notes were recovered from possession of the petitioner. On completion of the investigation, charge sheet was filed against the petitioner and his co-accused.

The petitioner, who is in custody since 17.07.2020, has filed the present petition for grant of regular bail.

The petition has been opposed by respondent-State in terms of status report by way of affidavit of Talwinder Singh Gill, PPS, Deputy Superintendent of Police (Rural), Rupnagar, District Rupnagar

I have heard learned counsel for the petitioner and learned State Counsel and have gone through the relevant record.

Learned Counsel for the petitioner has submitted that the petitioner has been falsely implicated in the case on the basis of disclosure statement of co-accused. The petitioner did not commit any offence and did not print or supply any fake currency notes. There is no evidence against the petitioner to show that the petitioner is indulge in any such activity. The petitioner is not involved in any other case involving printing or possession of fake currency notes. The trial is likely to take long time due to restrictions imposed to prevent the spread of infection of Covid-19 and no useful purpose will be served by further detention of the petitioner in custody. Therefore, the petitioner may be granted regular bail.

On the other hand, learned State counsel has argued that the petitioner printed and supplied fake currency notes. The petitioner is also involved in another case of fraud. In view of the nature of accusation and gravity of offences, the petitioner does not deserve grant

of regular bail. Therefore, the petition may be dismissed.

In view of the above referred facts and circumstances of the case, nature of accusation and evidence against the petitioner, the period of his custody and the fact that trial is likely to take long time due to restrictions imposed to prevent the spread of infection of Covid-19 but without commenting on the merits of the case, I am inclined to extend the concession of regular bail to the petitioner.

In view of the above, the petition is allowed and the petitioner is ordered to be released on regular bail on furnishing of personal and surety bonds to the satisfaction of the trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

13.01.2021

Vishal

(ARUN KUMAR TYAGI)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No