

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-38135 of 2021

Date of Decision:-12.10.2021

Sanjeev Kumar Alias Kalu

.....Petitioner

Vs.

State of Punjab

.....Respondent

CORAM: HON'BLE MR.ARVIND SINGH SANGWAN

Present: Dr. Anmol Rattan Sidhu, Senior Advocate with
Mr. Pratham Sethi, Advocate for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

(Through Video Conferencing)

ARVIND SINGH SANGWAN, J.(Oral)

Prayer in this petition is for grant of regular bail in FIR No.0280, dated 10.12.2019, registered under Sections 420, 465, 467, 468, 471 and 120-B IPC, 1860 at PS City Moga, District Moga.

Learned counsel for the petitioner submits that the FIR was registered on 10.12.2019 on the basis of secret information that some car dealers in Moga City, as mentioned in the FIR, are bringing cars from other states and then through private agents, in connivance with the officials of Transport Department, used to get Punjab numbers by depositing deficit fee without obtaining 'No Objection Certificate' from the respective States.

The learned Senior counsel submits that after about 01 year and 07 months, the police registered G.D. No.31, dated 22.07.2021, on the basis of the statement of two persons, namely, Sunny Sethi and Rajinder and on the same day, the petitioner was arrested in the present FIR. It is further argued that the primary

allegation against the petitioner is that in connivance with the officials of S.D.M.-cum-Transport Officer, Patti, obtained Punjab number by changing Chassis and Engine number, which is factually incorrect. The learned counsel submits that the petitioner is not involved in any other case and the offences are triable by a Court of Magistrate and his custodial investigation is no more required.

Learned State counsel has filed the custody certificate which is taken on record. As per the custody certificate, the petitioner is in custody for the last about 02 months and 16 days and is not involved in any other case.

After hearing the learned counsel for the parties and considering the allegations in the FIR and in view of the fact that the petitioner is nominated after 01 year and 07 months on the disclosure of two other persons, this petition is allowed and the petitioner is directed to be released on regular bail subject to furnishing his bail/surety bonds to the satisfaction of the trial Court/Illaq Magistrate/Duty Magistrate, concerned.

Petition is disposed of.

(ARVIND SINGH SANGWAN)
JUDGE

12.10.2021

Anjal

Whether speaking/reasoned? Yes/No

Whether reportable? Yes/No