

CRM-M-42576-2021

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

CRM-M-42576-2021 (O & M)

Date of decision: 29.11.2021

Amit Kumar Singh

...Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Arvinder Arora, Advocate,
for the petitioner.

Mr. Sandeep Kumar, DAG, Punjab.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

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Allowed as prayed for. Annexure P-3 is taken on record.

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Through this petition, the petitioner seeks regular bail in case bearing FIR No.332 dated 01.06.2021, registered at Police Station Zirakpur, District SAS Nagar, Mohali, under Sections 419, 420 and 120-B IPC and Sections 51(a) and 53 of the Disaster Management Act, 2005.

Learned counsel for the petitioner contends that the petitioner has falsely been implicated in the present case by the police on the basis of the amount deposited by the main accused in the bank account of the petitioner; that the recovery, whatsoever, had already been effected from the petitioner; that co-accused Kulwinder Kumar stands enlarged on bail by

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this Court, vide order dated 12.10.2021 passed in CRM-M-33097-2021. All the offences are triable by the Magistrate. There is no other case registered or pending against him. The petitioner has been in custody since 01.06.2021.

On the other hand, learned State counsel, while opposing the submissions made by the learned counsel for the petitioner for the grant of bail, submits that the petitioner-main accused alongwith co-accused had cheated the needy persons on the pretext of providing them Ramdesivir and Amphonex Injections used for the treatment of the Covid-19 patients and more than 10 victims/persons had transferred Rs.14 lakh in the bank account of the petitioner for the said purpose.

I have heard the learned counsel for the parties.

The recovery, whatsoever, had already been effected from the petitioner. As noticed above, co-accused Kulwinder Singh stands enlarged on bail. The petitioner has been in custody since 01.06.2021. There is no other case registered or pending against the petitioner. Trial is unlikely to conclude any time soon. Therefore, no useful purpose would be served by keeping the petitioner behind the bars.

In view of the above, without commenting anything on the merits, lest it should prejudice the case of either side, the present petition is allowed and the petitioner is ordered to be released on bail on his furnishing bail and surety bonds to the satisfaction of the learned trial Court/Duty Magistrate.

29.11.2021

parveen kumar

(HARNARESH SINGH GILL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No