

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH****CRM-M-39603-2020 (O&M)
Date of Decision: 05.02.2021**

Mohit

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. Sandeep Saini, Advocate, for the petitioner.

Mr. Ramesh K. Ambavta, AAG, Haryana,
assisted by SI Satyawar.*(proceedings conducted through video conferencing)***GURVINDER SINGH GILL, J. (Oral)**

1. The petitioner has approached this Court seeking grant of regular bail in respect of a case registered vide FIR No.163, dated 22.7.2020, Police Station Pillukhera, District Jind, under Sections 489-B, 489-C, 489-D & 120-B of IPC.
2. The FIR in question was registered at the instance of Vikas Kumar, who has alleged that he is working as a salesman on a liquor vend and that on 22.07.2020 two young boys came in Swift car and while one entered the shop for the purpose of purchasing 'Blender's Pride' whisky, the other kept on sitting in the car. It is alleged that the said boy who had entered the shop gave a currency note of Rs.2000/- to the complainant which the complainant suspected to be a counterfeit currency note and thus he made the boy sit in his shop on the pretext of arranging for the balance

money to be returned back to the said boy. The complainant however, called his contractor who came there and apprehended the boy who disclosed his name as Mohit. It is further the case of prosecution that the liquor vend contractor called the police and that from search of the boy Mohit who had entered the shop, 4 more counterfeit currency notes of denomination of Rs.2000/- were recovered. The boy who was sitting in the car disclosed his name as Sumit whose search also led to recovery of 4 counterfeit currency notes of denomination of Rs.2000/- each.

3. Learned counsel for the petitioner has submitted that he has falsely been implicated in the present case on account of some dispute which had taken place at the liquor vend. It has been submitted that in any case even if the allegations are taken to be correct, still it is a case of recovery of 4 counterfeit currency notes of Rs.2000/- only. Learned counsel has also submitted that in the instant case all other accused have already been granted bail and in these circumstances, the petitioner also deserves the same concession on the ground of parity.
4. Opposing the petition, learned State counsel has submitted that since the petitioner was caught red-handed while passing on a counterfeit currency note, no case for grant of bail is made out. He has, however, informed that the petitioner as on date has been behind bars since the last more than 6 months and that the petitioner happens to be involved in two other cases.
5. I have considered rival submissions addressed before this Court.

6. Having regard to the nature of the allegations and the fact that the petitioner has been behind bars since the last about 6 months, further detention of the petitioner will not serve any useful purpose as the conclusion of trial will take some time. The petition, as such, is accepted and the petitioner is ordered to be released on regular bail on their furnishing bail bonds/surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

05.02.2021
Vimal

(GURVINDER SINGH GILL)
JUDGE

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