

CRM-M-15976-2022;
CRM-M-16539-2022;
CRM-M-16224-2022 (O&M) and
CRM-M-16848-2022 (O&M)

-1-

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-15976-2022
Date of Decision: 17.05.2022

(I)
Shashi @ Shashi Sawant

....Petitioner(s)

Versus

State of Haryana

.....Respondent(s)

CRM-M-16539-2022

(II)
Ranjeet Yadav

....Petitioner(s)

Versus

State of Haryana

.....Respondent(s)

CRM-M-16224-2022 (O&M)

(III)
Amit Kumar

....Petitioner(s)

Versus

State of Haryana

.....Respondent(s)

CRM-M-16848-2022 (O&M)

(IV)
Paras Nath Yadav @ Parasnath Yadav

....Petitioner(s)

Versus

State of Haryana

.....Respondent(s)

CRM-M-15976-2022;
CRM-M-16539-2022;
CRM-M-16224-2022 (O&M) and
CRM-M-16848-2022 (O&M)

-2-

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present: Mr. Shailender Singh Gill, Advocate,
for the petitioner in CRM-M-15976-2022.

Mr. Gautam Dutt, Advocate,
for the petitioner in CRM-M-16539-2022.

Mr. Himmat Singh, Advocate,
for the petitioner in CRM-M-16224-2022 and
CRM-M-16848-2022.

Mr. Ranvir Singh Arya, Additional Advocate General, Haryana.

JASGURPREET SINGH PURI, J(Oral)

All the four cases are taken up together for final disposal with the consent of learned counsel for the parties since the same arise from the same FIR.

CRM-M-15976-2022 has been filed by petitioner [Shashi @ Shashi Sawant](#), CRM-M-16539-2022 has been filed by petitioner Ranjeet Yadav, CRM-M-16224-2022 has been filed by petitioner Amit Kumar and CRM-M-16848-2022 has been filed by petitioner [Paras Nath Yadav @ Parasnath Yadav](#).

The petitioners [Shashi @ Shashi Sawant](#), Ranjeet Yadav and [Paras Nath Yadav @ Parasnath Yadav](#) are stated to be in custody from 22.09.2021 and petitioner Amit Kumar is stated to be in custody from 28.09.2021.

All the learned counsel for the petitioners have submitted that in the present case the investigation has been completed and police has

already submitted challan before the competent Court. They further submitted that as per the allegation the complainant had received telephone calls for number of times for the purpose of getting the job. Those telephone calls were made by some lady whose name has been mentioned in the FIR and ultimately an amount of Rs. 42,000/- was deposited by him which went in the account of the co-accused namely Anjani Pandey who was the beneficiary of the said transaction. They further submitted that so far as the role of the present petitioners are concerned, they have in fact been falsely implicated in the present FIR. They further submitted that the role attributed to petitioner [Shashi @ Shashi Sawant](#) is that he had provided one SIM to the aforesaid co-accused Anjani Pandey and an amount of Rs. 1,000/- was recovered from petitioner [Shashi @ Shashi Sawant](#). So far as the role attributed to petitioner Ranjeet Yadav is concerned, one SIM card was recovered from him which was in the name of Ashok Kumar. So far as the role attributed to petitioner Amit Kumar is concerned, he was allegedly an employee of the aforesaid co-accused Anjani Pandey and he was allegedly instructed by Anjani Pandey to withdraw the money from ATM. So far as the role attributed to petitioner Paras is concerned, the office premises where the aforesaid co-accused Anjani Pandey was working was in the name of petitioner [Paras Nath Yadav](#). The learned counsel further submitted that neither of the aforesaid four petitioners were beneficiary of any amount and the entire money was transferred by the complainant in the account of aforesaid co-accused Anjani Pandey. They further submitted that be that as it may the investigation of the case has already been completed and no recovery is to be effected from the petitioners and the trial of the case will

take long time and, therefore, the petitioners may be considered for the grant of regular bail.

On the other hand. Mr. Ranvir Singh Arya, learned Additional Advocate General, Haryana has submitted that it is correct that the aforesaid four petitioners are in custody from the dates which have been mentioned above and it is also correct that investigation of the case has been completed qua the petitioners and challan has been presented and thereafter even the charges have also been framed. He further submitted that it is also correct that no recovery is to be effected from the petitioners and the entire amount was transferred in the name of the co-accused Anjani Pandey from the account of the complainant. He further submitted that three other co-accused are yet to be arrested.

I have heard the learned counsel for the parties.

The petitioners are in custody from the dates mentioned above. The investigation of the case has been completed and as per the learned counsel for the parties no recovery is to be effected from the petitioners. It is also the case of all the learned counsel for the parties that no amount was transferred in the name of present four petitioners and they were not the beneficiary of any kind of transaction and in fact the entire amount was transferred in the name of the co-accused Anjani Pandey. The charges have been framed and the trial of the case would take long time.

In view of the aforesaid facts and circumstances, this Court is of the view that all the four petitioners are entitled for the grant of regular bail.

**CRM-M-15976-2022;
CRM-M-16539-2022;
CRM-M-16224-2022 (O&M) and
CRM-M-16848-2022 (O&M)**

-5-

Consequently, all the four petitions are allowed. All the four petitioners shall be released on regular bail subject to furnishing bail bonds/surety to the satisfaction of the learned trial Court/Duty Magistrate concerned.

All the miscellaneous applications, if any, shall be deemed to be disposed of since the main petitions have been disposed of.

However, anything observed hereinabove shall not be treated as an expression of opinion on merits of the case and is meant for the purpose of deciding the present petitions only.

17.05.2022

(JASGURPREET SINGH PURI)

rakesh

JUDGE

Whether speaking : Yes/No

Whether reportable : Yes/No