

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

**CRM-M-27579 of 2022
Date of Decision:- 06.12.2022**

Raminder Singh

....Petitioner

Vs.

State of Haryana

....Respondent

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

Present:- Mr. R.S. Dhull, Advocate
for the petitioner.

Mr. Naveen K. Sheoran, DAG, Haryana.

KARAMJIT SINGH, J.(Oral)

Prayer is for grant for regular bail to the petitioner in case having FIR No.99 dated 16.02.2020 registered under Sections 420, 506 of IPC, Police Station Thanesar Sadar, District Kurukshetra.

The counsel for the petitioner has submitted that the petitioner has been falsely implicated in the present case and is languishing behind the bars for last more than one year and one month and only amount of Rs.50,000/- was alleged to be deposited in the bank account of the petitioner and later on he returned the same to the complainant. Counsel for the petitioner further submits that there are allegations that amount of Rs.7,68,000/- was paid to the wife of the petitioner by the complainant. It is further submitted that vide order dated 09.02.2021 passed by coordinate Bench of this Court in CRM-M-5191-2021, the wife of petitioner namely Saloni Saluja was

granted regular bail. The counsel for the petitioner further submitted that it will take time for the trial to conclude and as such, no purpose is going to be served by keeping the petitioner in custody for any longer period.

The present petition is resisted by the State counsel, who submits that the petitioner, his wife and other accused took Rs.10,22,029/- from the complainant on the pretext of sending Kanwarjit Singh and Simarjit Singh to Australia by providing them student visa and thereafter, they failed to do the needful and also refused to return the amount. However, the State counsel on instructions from SI Raj Kumar has admitted that the wife of the petitioner in whose account amount of Rs.7,68,000/- was deposited, is granted regular bail by the coordinate Bench of this Court and further, the petitioner is in custody for last more than 1 year.

I have considered the submissions made by counsel for the parties.

All the offences are triable by the Court of Judicial Magistrate 1st Class. The main accused namely Saloni Saluja in whose bank account the major portion of amount in question was deposited by the complainant, was granted regular bail by the coordinate Bench of this court vide order dated 09.02.2021. As per the custody certificate furnished by the State counsel the petitioner is behind the bars for last more than one year and one month. The Trial Court has submitted its status report according to which only four

prosecution witnesses out of total 24 witnesses are examined till date.

So it will take considerable time for the trial to conclude.

In the given circumstances, no purpose is going to be served by keeping the petitioner in custody for any longer period, thus without commenting on the merits of the case the present petition is hereby accepted and the petitioner is ordered to be released on bail subject to his furnishing bail and surety bonds to the satisfaction of the Trial Court/CJM/Duty Magistrate concerned.

06.12.2022

P. Chawla

**(KARAMJIT SINGH)
JUDGE**

Whether reasoned / speaking?

Yes / No

Whether reportable?

Yes / No