

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH.**

204

**CRM-M-54291-2021
Date of decision: 07.01.2022**

GURSIMRAN SINGH ALIAS RINKI

.....Petitioner

Versus

STATE OF PUNJAB

.....Respondent

CORAM: HON'BLE MR. JUSTICE SANT PARKASH

Present : Mr. Ramneek Singh Baweja, Advocate
for the petitioner.

Mr. Tanvir Joshi, AAG, Punjab
for the respondent-State.

SANT PARKASH, J. (ORAL)

The case has been taken up for hearing through video conferencing.

Prayer in this petition filed under Section 439 of the Code of Criminal Procedure, 1973 is for grant of regular bail to the petitioner, in case, FIR No. 159 dated 12.08.2021 registered under Sections 420, 489A, 489B, 489C, 489D and 120-B of the Indian Penal Code, 1860 (for short 'the IPC') at Police Station Urban Estate, District Patiala to which Section 212 of the IPC was added later on.

The brief facts of the case are that police party on the basis of secret information apprehended accused Amandeep Singh and Harpal Kaur from whom fake currency notes were recovered. During investigation, the present petitioner was nominated as an accused in the above said FIR on the basis of disclosure statement of co-accused

Tirath Singh and fake currency notes of value of Rs. 2,10,000/- were got recovered by accused Tirath Singh from the house of the present petitioner-Gursimran Singh alias Rinki.

The petition has been opposed by learned State Counsel. However, no reply has been filed on behalf of respondent-State.

I have heard learned Counsel for the parties and gone through the case file.

Learned Counsel for the petitioner has argued that the petitioner has been falsely implicated in the present case. The petitioner was not named in the FIR and was arrayed as an accused on the basis of disclosure statement of co-accused. There is no active participation by the petitioner in the alleged occurrence. Co-accused Amandeep Singh @ Aman has already been granted regular bail by this Court vide order dated 13.12.2021. Nothing is to be recovered from the petitioner. The petitioner is in custody since 15.08.2021. Trial is likely to take long time due to restrictions imposed to prevent spread of infection of Covid-19. No useful purpose will be served by keeping the petitioner in custody. Therefore, the petitioner may be ordered to be released on regular bail.

On the other hand, learned State Counsel opposed the submissions of learned Counsel for the petitioner and submits that the present application for grant of regular bail to the petitioner be dismissed as the case pertains to counterfeiting of Indian Currency.

Having considered the facts and circumstances of the case, the period of custody undergone by the petitioner in this case, custodial

interrogation of the petitioner not required, co-accused Amandeep Singh @ Aman has already been granted the concession of regular bail but without expressing any opinion on the merits of case, the petition is allowed and the petitioner is ordered to be released on regular bail on furnishing of personal and surety bonds to the satisfaction of the trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

07.01.2022

kavneet singh

**(SANT PARKASH)
JUDGE**

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