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

CRM-M-53830-2022
Date of Decision: 24.11.2022

ROHIT KUMAR

....Petitioner(s)

Versus

STATE OF PUNJAB

.....Respondent(s)

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present: Mr. Shivam Joshi, Advocate, for the petitioner.

Mr. Kunal Vinayak, AAG, Punjab.

JASGURPREET SINGH PURI, J. (Oral)

The present petition has been filed under Section 439 of the Code of Criminal Procedure for the grant of regular bail to the petitioner in FIR No. 151 dated 11.08.2022, under Sections 420, 467, 468, 471, 120-B IPC, registered at Police Station Ranjit Avenue, District Police Commissionerate, Amritsar.

Learned counsel for the petitioner has submitted that the petitioner is in custody for about 3 months and the investigation of the case is already complete and thereafter, challan has been presented before the competent Court. He submitted that it is a case where the petitioner is not a habitual offender and is not involved in any other case and has been falsely implicated in the present case. He submitted that even as per the allegations the petitioner had purchased two vehicles on forged and

fabricated documents including bank statement etc. He submitted that as to whether the documents were forged or not is a matter of trial and the police has already completed the investigation and the entire record is already in the possession of the police and therefore, he may be considered for the grant of regular.

On the other hand, Mr. Kunal Vinayak, learned Assistant Advocate General, Punjab has submitted that it is correct that the petitioner is in custody for about 3 months and the investigation of the case has already been completed and he is not involved in any other case. He has however opposed the grant of regular bail on the ground that a fraud has been committed by the petitioner by fabricating some documents for the purpose of purchase of two cars.

I have heard the learned counsel for the parties.

The petitioner is in custody for about 3 months. The petitioner is stated to be not a habitual offender and is not involved in any other case and as per the learned counsel for the parties, the investigation of the case has already been completed. The allegations are pertaining to fabrication of documents for the purpose of purchase of two cars. The entire record is stated to be with the police. Furthermore, it is not the case of the State that in case the petitioner is released on bail, then he may influence any witness or may tamper with evidence or may flee from justice.

In view of the aforesaid facts and circumstances, this Court deems it fit and proper to grant regular bail to the petitioner.

Consequently, the present petition is allowed. The petitioner

shall be released on regular bail subject to furnishing bail bonds/surety to the satisfaction of the learned trial Court/Duty Magistrate concerned.

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 petition only.

24.11.2022

rakesh

(JASGURPREET SINGH PURI)
JUDGE

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