

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

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CRM-M-9700-2023 (O&M)
Date of decision: 16.03.2023

Narpinder Singh @ Sunny

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Dr. Anmol Rattan Sidhu, Sr. Advocate with
Mr. Kanishk Sarup, Advocate and
Mr. Vishva Nath Sharma, Advocate
for the petitioner.

Mr. Amit Rana, Sr. DAG, Punjab.

MANJARI NEHRU KAUL, J. (ORAL)

The petitioner is seeking the concession of bail under Section 439 of the Cr.P.C. in case FIR No.0004 dated 09.01.2023 lodged under Sections 406, 420, 465, 467, 468, 471 and 120-B of the IPC registered at Police Station Moti Nagar, District Police Commissionerate Ludhiana, District Ludhiana.

Learned senior counsel for the petitioner *inter alia* contends that the petitioner, who is a police official, has been falsely implicated in the case in hand for allegedly recovering lakhs of rupees after conniving with the co-accused, on the pretext of getting the complainant recruited as Sub Inspector in the Jail Department. Learned senior counsel while drawing the attention of this Court to the FIR, submits that even otherwise there is no specific allegation that any amount was ever paid to the petitioner and the allegations of payment,

if any, have been made against the petitioner's wife who was allegedly posing to be a Judicial Magistrate. Learned senior counsel submits that since the investigation is complete, further incarceration of the petitioner would serve no useful purpose as even charges have not yet been framed.

Per contra, learned State counsel on instructions from ASI Jatinder Kumar, while opposing the prayer made by the counsel opposite has not been able to controvert the submissions made by the counsel opposite with respect to the factual aspect of the role attributed to the petitioner in the crime in question. He, on instructions has conceded that no specific allegations have been levelled in the FIR qua any money having been ever paid to the petitioner. Learned State counsel, however, submits that a disclosure statement was made by co-accused who stated that the petitioner had issued fake letters of appointment to Amardeep Singh Sidhu, Beant Singh, Manpreet Singh, Ravinder Singh and Shreya.

I have heard learned counsel for the parties and perused the material placed on record.

The petitioner has been in custody since 09.01.2023 and there is no likelihood of the trial concluding in the near future as charges are likely to be framed on the next date of hearing i.e. 23.03.2023. As per learned State counsel as many as 20 prosecution witnesses have been cited. In the circumstances, this Court deems it fit to extend the concession of bail to the petitioner.

Accordingly, the instant petition is allowed. The petitioner be admitted to bail to the satisfaction of the Trial Court/Duty Magistrate

concerned. However, it is made clear that anything observed hereinabove shall not be construed to be an expression of opinion on the merits of the case.

16.03.2023

(MANJARI NEHRU KAUL)
JUDGE

Vinay

Whether speaking/reasoned

:

Yes/No

Whether reportable

:

Yes/No