

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

(I) CRM-M-44207-2022 (O&M)

Sandeep Sharma ...Petitioner

Versus

State of Punjab ...Respondent

(II) CRM-M-50708-2022 (O&M)

Parveen Kumar ...Petitioner

Versus

State of Punjab ...Respondent

(III) CRM-M-54486-2022 (O&M)

Kamaldeep Singh ...Petitioner

Versus

State of Punjab ...Respondent

Date of Decision: 04.01.2023

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Dr. Anmol Rattan Sidhu, Senior Advocate, with
Mr. Shiv Kumar, Advocate, for the petitioner
in CRM-M-44207-2022.

Mr. Sunil Chadha, Senior Advocate, with
Mr. Tara Dutt, Advocate, for the petitioner
in CRM-M-50708-2022.

Mr. R.S.Rai, Senior Advocate, with
Mr. B.S.Bhalla, Advocate, for the petitioner
in CRM-M-54486-2022.

Mr. Luvinder Sofat, DAG, Punjab,
assisted by DSP Inder Pal Singh.

GURVINDER SINGH GILL, J. (Oral)

1. This order shall dispose of aforesaid 3 petitions filed on behalf of Sandeep Sharma, Parveen Kumar and Kamaldeep Singh respectively, seeking grant of regular bail in respect of a case registered against them vide FIR No.09 dated 28.07.2022 at Police Station Economic Offence Wing, Punjab, Vigilance Bureau, Ludhiana, District Ludhiana, under Sections 7, 7-A, 8, 12, 13(2) of the Prevention of Corruption Act, 1988 as amended by the PC (Amendment) Act, 2018 and Sections 409, 420, 467, 468, 471, 120-B IPC.
2. The allegations, in nutshell, are to the effect that several irregularities had been conducted in the matter of allotment of plots by Improvement Trust, Ludhiana and in fact the entire procedure adopted was not accordance with the prescribed procedure. It is specifically alleged that one Kamaldeep Singh, owner of a plot bearing No.1544-D, measuring 500 sq. yds. situated at Model Town Extension Part-2, Ludhiana, had connived with co-accused for the purpose of claiming waiver of Non Construction Fee (NCF) and in respect of which Boota Singh, Xen/SC had made a false report to the effect that the basic amenities had not been extended to the said plot, whereas as a matter of fact there was a previous report made by Inderjeet Singh, JE in the year 2005 in respect of adjoining plot to the effect that basic amenities already stood extended to the area in question.
3. While petitioner – Sandeep Singh was working as a Computer Operator in the Improvement Trust, Ludhiana and was allegedly projecting himself to the P.A. of the Chairman, Improvement Trust, Ludhiana; petitioner - Parveen Kumar was working as a Sales Clerk, Improvement Trust,

Ludhiana and petitioner - Kamaldeep Singh is a subsequent purchaser of one of the plots i.e. Plot No.1544-D.

4. Learned counsel appearing on behalf of the petitioner/s have submitted that they have falsely been implicated in the present case and that in any case since the entire case is based on documentary evidence and the petitioners have been behind bars since the last about 3 - 6 months and challan already presented, their detention will not serve any useful purpose.
5. Opposing the petition, learned State counsel has submitted that since there is specific documentary evidence indicating the complicity of the petitioners and one of the petitioners, namely, Parveen Kumar happens to be involved in FIR No.08 dated 14.07.2022 registered at Police Station Vigilance Bureau, Economic Offences Wing Punjab, Ludhiana, under Sections 7, 7-A of the Prevention of Corruption Act and Section 120-B IPC, no case for grant of bail is made out.
6. This Court has considered aforesaid rival submissions.
7. Without commenting anything as regards the merits of the case, but while noticing that all the petitioners have been behind bars for a substantial period of about 3 - 6 months and conclusion of trial is likely to consume time, further detention of the petitioners will not serve any useful purpose. All the petitions, as such, are accepted and the petitioners are ordered to be released on regular bail on their furnishing bail bonds/surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

8. A photocopy of this order be placed on all the connected files.

04.01.2023
Vimal

(GURVINDER SINGH GILL)
JUDGE

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