

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

CRM-M-46318-2022

Date of Decision:-21.02.2023

Harvinder Singh @ Pintu.

.....Petitioner.

Versus

State of Punjab.

.....Respondents.

CORAM:- HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present:- Mr. Mikhail Kad, Advocate for the Petitioner.

Mr. Shubham Kaushik, Assistant Advocate General,
Punjab.

JASJIT SINGH BEDI, J. (ORAL)

The Prayer in this petition under Section 439 Cr.PC is for the grant of regular bail in case FIR No.134 dated 26.05.2021 under Sections 420, 489-A, 489-B, 489-C, 489-D, 489-E IPC registered at Police Station Sadar Patiala, District Patiala.

2. The brief facts of the case are that a secret informer informed the police that Jasbir Singh @ Jassi and Harwinder Singh @ Pintu (petitioner) were in the business of manufacturing fake Indian currency at the rented accommodation of the petitioner. Through their acquaintances i.e. Priyajit Kaur @ Lovely and Ravi @ Rafi they were circulated the same in the market as original currency thereby duping the public. Jasbir Singh @ Jassi was the mastermind and numbers of cases stood registered against him. If a raid was conducted at the accommodation of the petitioner, the

accused could be nabbed while preparing fake currency.

Based on the aforesaid information the present FIR came to be registered.

When the police conducted the raid at the house the petitioner and his co-accused Jasbir Singh @ Jassi were arrested. Counterfeit currency notes of the value of Rs.80,000/- and equipment for the manufacturing of the same was recovered. Based on the information furnished by the petitioner the police also conducted raids at the house of Priyajit Kaur and arrested her. From her residence Rs.45,000/- counterfeit currency notes were recovered. Thereafter Ravi @ Rafi came to be arrested from whom Rs.73,000/- fake currency notes were recovered.

3. The Counsel for the petitioner contends that no offence is made out against the petitioner in the present case. He has been falsely implicated on the basis of secret information. No money has been circulated by the petitioner in public. He was otherwise a first time offender, in custody since 26.5.2021 and only 02 prosecution witnesses had been examined out of 16 cited in the list of witnesses. Therefore, he was entitled to the concession of bail. Even otherwise his co-accused Priyajit Kaur and Ravi @ Rafi had been granted the concession of bail.

4. The learned State counsel on the other hand contends that a huge recovery of counterfeit notes was effected from the petitioner. His case cannot be equated to that of Ravi @ Rafi and Priyajit Kaur. 02 witnesses already stood examined and the serious nature of the allegations did not entitle the petitioner to the grant of bail.

5. I have heard the learned counsel for the parties.

6. The veracity of the prosecution case shall be established against

the petitioner during the course of the Trial. Admittedly, the petitioner has been in custody since 26.05.2021 and only 02 out of 16 prosecution witnesses have been examined so far and therefore, the trial of the present case is not likely to be concluded in the near future. He is a first-time offender with clean antecedents. In such a situation, the further incarceration of the petitioner is not required.

7. Thus without commenting on the merits of the case, the present petition is allowed and the petitioner-**Harvinder Singh @ Pintu** son of Sh. Jarnail Singh is ordered to be released on bail subject to her furnishing bail bonds and surety bonds to the satisfaction of learned CJM/Duty Magistrate, concerned.

8. The petitioner shall appear before the police station concerned on the first Monday of every month till the conclusion of the trial and inform in writing each time that he is not involved in any other crime other than the present one.

9. In addition, the petitioner shall prepare an FDR in the sum of Rs.1,00,000/- and deposit the same with the Trial Court. The same would be liable to be forfeited as per law in case of the absence of the petitioner from trial without sufficient cause.

10. The petition stands disposed of.

(JASJIT SINGH BEDI)
JUDGE

February 21, 2023
Vinay

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>