

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARHCRM-M-47216 of 2022(O&M)
Date of Decision: 29.04.2023

Gurdeep Singh @ Laadi

...Petitioner

Versus

State of Punjab

...Respondent

CORAM :HON'BLE MR. JUSTICE KARAMJIT SINGH

Present:- Mr. F.S. Virk, Advocate
For the petitioner.Mr. Hakam Singh, AAG Punjab.
***KARAMJIT SINGH, J.

1. The present petition has been filed by the petitioner under Section 439 Cr.P.C. seeking regular bail in case having FIR No. 159 dated 12.08.2021, registered under Sections 420, 489-A, 489-B, 489-C, 489-D, 120-B and 212 of Indian Penal Code at Police Station Urban Estate Patiala.
2. The brief facts of the case are that on 12.08.2021 police received secret information againstd Harpal Kaur @ Pali, Amandeep Singh, Kala @ Sonu and petitioner. Thereafter, police arrested Harpal Kaur and Amandeep Singh and recovered two bundles of fake currency notes of denomination of Rs.500 each and each bundle was containing 100 notes and in total fake currency worth Rs.1 lakh each was recovered from them. The petitioner was arrested on 12.08.2021 and fake currency worth Rs.47,000/- and one laptop were recovered from his possession. Harpal Kaur also got recovered printer and other equipments used for making fake currency notes

from her rented accommodation in the area of Patiala along with fake currency notes of denomination of Rs.200/-. The police also arrested Tirth Singh @ Kala @ Soni and fake currency worth Rs.4.5 lakhs was recovered from his possession.

3. The counsel for the petitioner, *inter alia*, contends that the petitioner has been falsely implicated in the present case and is in custody for the last more than 01 year and 08 months. The counsel for the petitioner further submits that the alleged recoveries are already effected and it will take considerable time for the trial to conclude and that co-accused Amandeep Singh, Tirth Singh @ Kala and Harpal Kaur @ Pali are already released on bail. The counsel for the petitioner further submits that in the other cases faced by the petitioner, he has been granted bail. So, prayer is made that the petitioner be released on regular bail in the present case.

4. The present petition is contested by the State counsel who submits that fake currency worth Rs.47,000/- was recovered from the possession of the petitioner along with one laptop. However, the State counsel has not disputed the fact that the petitioner is in custody since 12.08.2021 and that in the other cases the petitioner is already released on bail. The State counsel has further apprised the Court that the trial is at its initial stage and that co-accused Amandeep Singh, Tirth Singh @ Kala and Harpal Kaur @ Pali are already enlarged on bail.

5. I have considered the submissions made by counsel for the parties.

6. The recoveries have already been effected in the present case and now trial is going on but it will take considerable time for the trial to

conclude and the petitioner is in custody for the last more than 01 year and 08 months. The petitioner is stated to be on bail in the another two criminal cases faced by him. Co-accused Amandeep Singh, Tirth Singh @ Kala and Harpal Kaur @ Pali are already released on bail and the witnesses which remain to be examined are official witnesses. So, if the petitioner is released on bail there is no apprehension that he is going to influence them. In the given circumstances, no purpose is going to be served by detaining the petitioner in judicial custody for any longer period.

7. Thus, without commenting on the merits of the case, the present petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing bail bonds/surety bonds to the satisfaction of the trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

29.04.2023

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(KARAMJIT SINGH)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No