

232 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-57791-2023

Date of Decision: 11.12.2023

Ravi Kumar Mishra

...Petitioner

VS.

State of Punjab

...Respondent

Coram : Hon'ble Mr. Justice N.S.Shekhawat**Present :** Mr. Prabhdeep Singh Bhandari, Advocate
for the petitioner.

Mr. Mohit Chaudhary, AAG, Punjab.

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the instant petition under Section 439 of the Cr.P.C. with a prayer to grant regular bail to him in case FIR No.280 dated 22.09.2023 registered under Sections 419, 420, 467, 468, 471, 474 of IPC and Sections 25, 27, 54, 59 of Arms Act, at Police Station City Kharar, District SAS Nagar, Mohali.

2. Status report by way of an affidavit of Deputy Superintendent of Police (Investigation), District SAS Nagar has been filed on behalf of the respondent-State in Court today and the same is taken on record.

3. The FIR in the present case was registered on the basis of the secret information to the effect Sarabjit Singh Sandhu was using the flag of Chief Secretary, Haryana on his car and his car was also escorted by the pilot. He pretended himself to be a VIP and had also provided arms to his security persons and he used to make the fake documents. 60 fake passports,

Rs.2,40,000/-, 99 grams of gold, pistol and various other fake documents were recovered from his possession. It was also found that he had cheated innocent persons to the tune of Rs.11 crores. As per case of the prosecution, Sarabjit Singh Sandhu had opened bank accounts fraudulently in the names of different persons and the petitioner had issued cheque books, being the Manager of the Bank. With these main allegations, the FIR in the present case was registered against the petitioner.

4. Learned counsel for the petitioner contends that the petitioner was not named in the FIR and has been falsely involved in the present case. In fact, the petitioner was working as an Assistant Manager in Yes Bank Sushant Lok, Near Hooda Metro, Gurgaon. He further contends that the petitioner had no concern with Sarabjit Singh Sandhu. In fact, the petitioner had opened four bank accounts, being the employee of the Bank and was not beneficiary of any amount received by his co-accused. Learned counsel further contends that the petitioner was arrested in the present case on 28.09.2023 and the investigation is almost complete in the present case.

4. On the other hand, learned State counsel has vehemently opposed the submissions made by learned counsel for the petitioner.

5. I have heard the learned counsel for the parties and perused the record.

6. From the record, it is apparent that the petitioner was arrested in the present case on 28.09.2023 and is in custody since then. Apart from that, all the offences in the present case are triable by the Court of Magistrate. The petitioner was working as an Assistant Manager in Yes Bank at the relevant

time and was not beneficiary of any amount in the fraud committed by Sarabjit Singh Sandhu.

7. 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/Duty Magistrate/Chief Judicial Magistrate, concerned.

11.12.2023
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(N.S.SHEKHAWAT)
JUDGE

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