

CRM-M-40132-2023
CRM-M-3393-2024

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

(206)

CRM-M-40132-2023

Date of Decision:- 30.04.2024

Harpreet Singh
.....Petitioner

Versus

State of Punjab
.....Respondent

CRM-M-3393-2024

Paramveer Singh@Parambir Singh
.....Petitioner

Versus

State of Punjab
.....Respondent

CORAM: HON’BLE MR. JUSTICE ALOK JAIN

Present: Mr. Jagjot Singh Lalli, Advocate
for the petitioner in CRM-M-40132-2023.

Mr. Rahul Bhargawa, Advocate and
Mr. Tanveer Singh, Advocate
for the petitioner in CRM-M-3393-2024.

Mr. Siddharth Attri, AAG, Punjab.

ALOK JAIN, J. (Oral)

1. Prayer is for grant of regular bail to the petitioners in case FIR
No.94 dated 03.06.2023, under Sections 419, 420, 465, 467, 468, 471, 120-B

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of IPC, registered at Police Station Navi Baradari, Jalandhar.

2. It has been submitted by the counsel for the petitioners that the petitioners have been wrongly entangled in the present FIR on the basis of secret information and the recovery has also been planted upon them.

3. *Per contra*, learned State counsel has vehemently opposed the grant of concession to the petitioners and have submitted that the petitioners were indulging in submitting forged documents and fabricated surety bonds in the Court which were to be appended with the bail bonds. Subsequently the persons granted bail in those cases jumped the same and were declared proclaimed offenders and it was later that the surety bonds were found to be fake.

4. At this stage, learned counsel for the petitioners have submitted that they are ready to deposit a fix deposit of Rs.50,000/- and surety bond of Rs.1 lacs to ensure that they do not abscond from the trial.

5. Heard learned counsel for the parties. The petitioners have undergone almost 11 months of incarceration, coupled with the fact that all the evidence is documentary in nature and the trial is likely to take long time, hence, no useful purpose would be served by keeping the petitioners in custody.

6. Without commenting upon the merits, the present petitions are allowed and the petitioners are ordered to be released on bail on their furnishing bails and surety bonds of Rs.1 lac each. The petitioners are also directed to deposit Rs.50,000/- each in the Court, which shall be kept in the form of FDR. In case, the petitioners absent themselves from the proceedings without any cogent reason, the said amount shall be forfeited in favour of the

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State and, in case, they are acquitted the said amount shall be returned without interest. They shall, however, be released on the following conditions:

- i. The petitioners shall declare their ordinary place of residence and the mobile number used by them.
- ii. They will not switch off their mobile and in case of any technical glitch, they have to give an alternate number, which will be available in their absence.
- iii. They will mark their presence before the SHO concerned, after every 15 days and in case the SHO refuses to mark their presence, they are permitted to make an application before the Illaqa Magistrate, concerned.
- iv. They will not leave the country without the prior permission of the Court, for which they will submit the copy of their passport also.

7. The petitioners shall abide by the terms and conditions as imposed in addition to Section 439 of Cr.P.C.

8. However, nothing stated above shall be construed as a final expression of opinion on the merits of the case.

9. It is made clear that, in case, the petitioners are found involved in any such activity once again, the State is at liberty to promptly move an appropriate application for cancellation of bail detailing out the circumstances and violation of conditions of bail.

10. However, it is made clear that this order shall not be construed as parity *qua* any other co-accused.

11. A photocopy of this order be placed on the file of another connected case.

(ALOK JAIN)
JUDGE

April 30, 2024
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Whether speaking/reasoned:- Yes/No
Whether Reportable:- Yes/No