

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

Date of Decision: 18.07.2024

...Respondent

N.S.Shekhawat J. (Oral)

2. The FIR in the present case was registered on the basis of a complaint moved by Jaspreet Singh, who alleged that his friend Rajwinder Singh @ Golu had assured him that they would arrange a government job for him. Rajwinder Singh @ Golu took the complainant to the house of Rajwinder Singh @ Raju Baba, who further demanded a sum of Rs.3.20 lakhs from him to provide employment in Punjab Police. In September 2019, Amrik Singh, father of the complainant, handed over a sum of Rs.1.60 lakhs to Rajwinder Singh @ Raju Baba and his wife Baljeet Kaur and even the remaining amount of Rs.1.60 lakhs was handed over to the accused in their office, subsequently. Even after a



long period, the accused could not provide employment to the complainant and he started demanding his money back. When the complainant side asked the accused to return the amount, two cheques were handed over to the complainant side. However on presentation, both the cheques were dishonoured. With these broad allegations, the FIR was got registered by the complainant against the petitioner and other co-accused.

3. Learned counsel for the petitioner contends that in fact, there was a financial dispute between the petitioner and the complainant side and the cheques were handed over by him to return the friendly loan. Learned counsel further contends that the money was allegedly handed over to the petitioner in September 2019, whereas the FIR in the present case has been got registered by the complainant in January 2021. Learned counsel further contends that the entire story, as narrated in the FIR, is apparently concocted and unbelievable. Still further, the petitioner was arrested in the present case on 06.10.2023 and the challan has already been presented against him. He further contends that no witness has been examined so far.

4. On the other hand, learned State counsel has vehemently opposed the submissions made by learned counsel for the petitioner on the ground that serious allegations have been levelled against the present petitioner and one more case of similar nature has been registered against the petitioner and he does not deserve the concession of bail by this Court.

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



6. The petitioner is in custody since 23.06.2023 i.e. for the last one year. All the offences are triable by the Court of Magistrate. The final report under Section 173 Cr.P.C. has been presented against him. However, no witness has been examined so far. Thus, the trial is not likely to conclude in near future and further custody of the petitioner will not serve any meaningful.

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.

18.07.2024.
hemlata

(N.S.SHEKHAWAT)
JUDGE

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