

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-12328-2024
Date of Decision:14.03.2024

Deep Kumar @ Honey ...Petitioner

vs.

State of Punjab ...Respondent

Coram : Hon’ble Mr. Justice N.S.Shekhawat

Present : Mr. Hardik Ahluwalia, Advocate
for the petitioner.

Mr. M.S. Bajwa, DAG, Punjab.

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the present petition under Section 439 Cr.PC with a prayer to grant regular bail to him in case FIR No. 95 dated 02.11.2023, registered under Sections 420,120-B of IPC, Police Station Sadar Rajpura, District Patiala.
2. Learned counsel for the petitioner submits that the FIR in the present case was registered after a delay of 02 years and 08 months. He next contends that the amount was allegedly embezzled in December 2020, whereas the FIR in the present case was registered in the month of August 2023, after a long and unexplained delay. He further contends that the petitioner has been falsely involved in the present case, as he is the neighbour of Karamjit Kaur wife of Sardool Singh, otherwise, the petitioner had no role in the entire financial transaction. He further contends that in fact, the petitioner has been falsely involved in the present case due to party faction in the village. Learned

counsel for the petitioner has placed reliance on the orders Annexure P-2 (colly.) whereby the concession of anticipatory bail has been granted to co-accused, Harmeet Singh, Surinder Singh and Karamjeet Kaur. He further contends that the petitioner was arrested in the present case on 15.12.2023 and the challan has already been presented against him.

3. On the other hand, learned State counsel has vehemently opposed the prayer made by learned counsel for the petitioner on the ground that the serious allegations have been levelled against the present petitioner, however, he admits that there is no other case against the present petitioner.

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

5. The petitioner was arrested in the present case on 15.12.2023 and the final report under Section 173 Cr. P.C has already been presented against him and conclusion of the trial may take quite a considerable time. Apart from that, similarly placed co-accused, Harmeet Singh, Surinder Singh and Karamjeet Kaur have already been granted the concession of interim anticipatory bail.

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

(N.S.SHEKHAWAT)
JUDGE

14.03.2024
hitesh

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