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In The High Court for the States of Punjab and Haryana
At Chandigarh

CRM-M-17446-2024
Date of Decision:- 20.08.2024

Vipin Tomar ... Petitioner

Versus

State of Punjab ... Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Parminder Singh Sekhon, Advocate, for the petitioner.
Mr. Inderjeet Singh Ladher, DAG, Punjab.

FIR NO.	DATE	POLICE STATION	OFFENCES
22	05.05.2021	Punjab State Cyber Crime Phase IV SAS Nagar Mohali	Sections 420, 120-B of IPC and Sections 66, 66(C), 66(D) of the Information Technology Act, 2000.

GURVINDER SINGH GILL, J. (Oral)

1. The instant petition has been filed on behalf of the petitioner seeking grant of regular bail in respect of aforementioned FIR.
2. The FIR came to be lodged at the instance of Rajinder Singh Sandhu wherein it is alleged that he had taken some insurance policies for his grand children from various Insurance Companies namely HDFC Life, Birla Sunlife, Bharti Axa, Aegon Life, Future Generli and Bajaj Allianz. It is alleged that the policies were originally initiated through Amit Gupta, but since no one was servicing the account, he had

discontinued paying the annual premiums. Subsequently, the complainant started receiving calls from someone regarding revival of the policies and pursuant to which the complainant had deposited an amount of Rs. 13,00,000/- including an amount of Rs. 6,80,000/- which was deposited in the account of the petitioner.

3. Learned counsel for the petitioner submitted that he had been trapped in the present case by one Kuldeep who had allured the petitioner to open an account in return for some financial gains and that as a matter of fact it is only Kuldeep who had been operating the Bank account and in whose favour the amount had been withdrawn from the said Bank account. It has further been submitted that the petitioner in any case has been behind bars since the last about 8 months and is not involved in any other case.
4. Opposing the petition, learned State counsel submitted that since defrauded amount was deposited in the bank account of the petitioner his complicity is clearly evident. Learned State counsel has informed that the petitioner as on date has been behind since the last 7 months and 29 days and that the PWs after filing of the supplementary challan against the petitioner are yet to be examined. It has also been informed that the petitioner is not involved in any other case.
5. This Court has considered the rival submissions addressed before this Court.
6. Without commenting anything as regards merits of the case but having regard to the fact that that the petitioner has been behind bars since the last about 08 months and the trial has not even commenced

till date, further detention of the petitioner would not be justified, the petition is accepted and the petitioner is ordered to be released on regular bail on his furnishing bail bonds/surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

20.08.2024
mahima

(GURVINDER SINGH GILL)
JUDGE

Whether speaking /reasoned	Yes / No
Whether Reportable	Yes / No