

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

CRM No. M-20503 of 2015
DECIDED ON: JULY 01, 2015

JASVIR SINGH

...PETITIONER

VERSUS

STATE OF PUNJAB

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. S.S. Rana, Advocate
for the petitioner.

Ms. Priyanka Sadar, AAG, Punjab.

Jaspal Singh, J.(Oral)

Instant petition has been filed under Section 439 of the Code of Criminal Procedure seeking regular bail to petitioner in case FIR No. 86 dated 30.04.2015 under Sections 420, 465, 467, 468, 471 and 120-B IPC registered at Police Station Zirakpur, District SAS Nagar (Mohali).

2. Shortly put the case of prosecution got registered by Gurpal Singh-complainant is that he owns agricultural land in village Nadiali, District SAS Nagar Mohali. In respect of the said property, Ratti Ram-property dealer in connivance with petitioner forged and fabricate an agreement to sell to cause wrongful loss to him.

3. The contention of learned counsel for the petitioner is that neither an agreement to sell in question bears the signatures of petitioner as a witness nor he is in any way connected therewith. In fact, he has been falsely implicated in the instant case by police at the instance of Gurbal Singh-

complainant. Though the co-accused of the petitioner namely Rati Ram was subjected to custodial interrogation after his arrest in this case but original agreement to sell could not be recovered. The said agreement to sell has not seen in the light of day till today. Only photocopy thereof, is available on record. Moreover, petitioner has only been shown to be a witness to an agreement in question and cannot be termed to a beneficiary.

3. The petitioner was arrested in this case on May 01, 2015 and since then he is suffering incarceration. Presentation of challan and disposal thereof, would take sufficient long time. In the given circumstances, it would not be desirable to keep the petitioner for an indefinite period.

4. Taking into consideration above-said facts and without expressing any opinion on the merits of the case, this Court deems it a fit case to grant the concession of bail to the petitioner. Accordingly, instant petition is allowed and petitioner is ordered to be released on bail at the satisfaction of learned Chief Judicial Magistrate/Duty Magistrate, SAS Nagar Mohali.

July 01, 2015
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(JASPAL SINGH)
JUDGE