

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM no.M-3049 of 2015 (O&M)

Date of Decision :27.03.2015

Gurpal Singh

....Petitioner

Versus

State of Punjab

...Respondent

CORAM : HON'BLE MR.JUSTICE MAHESH GROVER

Present : Mr. Vikas Gupta, Advocate for the petitioner

Mr. P.J.S. Hundal, AAG Punjab

MAHESH GROVER, J.

The petitioner prays for grant of bail in terms of Section 439 Cr.P.C in case FIR no. 107 dated 12.7.2013 registered under Sections 420, 406, 472, 120-B IPC at Police Station Moga City, District Moga.

The petitioner has been accused of duping numerous students on the pretext of giving them computer education and employment. Petitioner is in custody since July, 2014. It is contended by the learned counsel for the petitioner that keeping in view his incarceration and the fact that the investigation is already over, no useful purpose would be served by keeping the petitioner in custody. Besides there is no apprehension of his absconding.

Learned counsel for the respondent on the other hand contends that the petitioner is facing another FIR on similar charges and therefore he is habituated to these offences involving duping of general public.

On due consideration of the matter and keeping in view the fact that the petitioner is in custody since July, 2014 and also the fact that trial is in progress, I am of the view that no useful purpose would be served by

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keeping the petitioner in custody any further as he is not required by the police any more. Hence, instant petition is allowed. Petitioner be released on bail in terms of Section 439 Cr.P.C subject to his furnishing heavy surety in order to obviate the chances of absconding. Bail to the satisfaction of learned Trial Court.

Nothing said herein shall be construed to be an expression on the merits of the case.

March 27, 2015
rekha

(MAHESH GROVER)
JUDGE