

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

Crl. Misc. No.M-32256 of 2015

Date of Decision: 30.09.2015

Jaswinder Singh

....Petitioner

Versus

State of Punjab

....Respondent

BEFORE :- HON'BLE MRS. JUSTICE DAYA CHAUDHARY

- 1. Whether reporters of local newspapers may be allowed to see the judgment ? (Yes/No)**
- 2. To be referred to reporters or not ? (Yes/No)**
- 3. Whether the judgment should be reported in the Digest ? (Yes/No)**

Present:- Mr. J.S. Bhandohal, Advocate
for the petitioner.

Ms. Ritu Punj, Addl. A.G., Punjab
for the respondent-State.

DAYA CHAUDHARY, J. (ORAL)

This petition has been filed under Section 439 Cr.P.C for grant of regular bail to the petitioner in case FIR No.304 dated 09.12.2014 registered under Section 406 IPC at Police Station Samana, District Patiala.

Learned counsel for the petitioner submits that it is a case of civil dispute between the parties. There was an agreement between the parties, wherein, certain terms and conditions were incorporated. As per terms and conditions of the agreement, the arbitration proceedings have been initiated, which are still pending. Learned counsel further submits that investigation of the case has been completed and the challan has been

presented and the trial will take long time to conclude. The petitioner is in custody for the last more than four months. He also submits that there is no possibility that the petitioner will influence the witnesses as all witnesses are official witnesses and no purpose would be served by keeping the petitioner behind bars.

Learned counsel for the respondent-State has not disputed the custody period and pendency of the arbitration proceedings but opposes the bail of the petitioner on the ground of seriousness of offence. She also submits that the petitioner is in custody for a period of less than two months and a wrong averment has been made by learned counsel for the petitioner that the petitioner is in custody for more than four months.

Learned counsel for the petitioner wishes to withdraw the present petition at this stage.

Dismissed as withdrawn at this stage.

30.09.2015
gurpreet

(DAYA CHAUDHARY)
JUDGE