

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH.

Crl.Misc. No.M-32942 of 2015
Date of Decision : 5.10.2015

Rajinder Suri

.....Petitioner

Vs.

State of Punjab

.....Respondent

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CORAM : HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

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Present : Mr. M.S. Rana, Advocate for the petitioner.
Mr. K.D. Sachdeva, Addl. A.G. Punjab.

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1. To be referred to the Reporter or not ?
2. Whether the judgement should be reported in Digest ?

RAMESHWAR SINGH MALIK, J

Petitioner seeks bail pending trial in FIR No.81 dated 7.5.2015 under Sections 419, 420, 465, 467, 468, 471, 120-B IPC registered at Police Station Navi Baradari Jalandhar, Distt. Jalandhar.

Learned counsel for the petitioner submits that the petitioner was not named in the FIR, because of which there was no scope of levelling any allegations against him. He was sought to be implicated during the course of investigation on the basis of a disclosure statement by one Inderjit Singh under Section 161 Cr.P.C. He prays for allowing the present petition.

On the other hand, learned counsel for the State, on instructions from Rakesh Kumar, ASI, Police Station Navi Baradari Jalandhar, Distt. Jalandhar, submits that since the name of the petitioner has been specifically disclosed by Inderjit Singh in his statement under Section 161 Cr.P.C. petitioner is not entitled for bail pending trial at this stage. He prays for dismissal of the present petition.

Having heard learned counsel for the parties and after careful perusal of the record of the case, this court is of the considered opinion that keeping in view the fact that the petitioner was not named in the FIR and there was no specific allegations alleged against him, he has been found entitled for bail pending trial. Further, since prosecution evidence is yet to start, conclusion of trial will take some time.

In view of the above and without commenting anything further on the merits of the case, lest it should prejudice the rights of either of the parties, present petition is allowed. Petitioner is directed to be released on bail pending trial on his furnishing adequate bail bonds/surety bonds to the satisfaction of the learned trial court.

Disposed of, accordingly.

5.10.2015
GS

(RAMESHWAR SINGH MALIK)
JUDGE