

**In the High Court of Punjab and Haryana
at Chandigarh**

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**CRM M 3426 of 2015
Date of Decision: 18.02.2015**

Amrinder Pal Singh alias Amrinder Singh
versus

---Petitioner

State of Punjab

---Respondent

Coram: Hon'ble Mrs. Justice Rekha Mittal

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Present: Mr. Vivek K Thakur, Advocate
for the petitioner
Mr. Gazi Mohammad, DAG, Punjab assisted by
Mr. B S Jaswal, Advocate for the complainant

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1. Whether Reporters of local papers may be allowed to see the judgment?
2. To be referred to the Reporter or not?
3. Whether the judgment should be reported in the Digest?

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REKHA MITTAL, J. (Oral)

The petitioner prays for grant of regular bail in FIR No. 21 dated 24.01.2011 for offence punishable under Sections 307, 452 read with Section 34 of the Indian Penal Code registered in Police Station Beas, District Amritsar Rural.

Counsel for the petitioner, *inter alia*, contends that in the occurrence, no one sustained injury. The FIR was lodged at the instance of the complainant, however, after due investigation, cancellation report was submitted in the Court but the Court has taken cognizance of the offence under Section 190 of the Code of Criminal Procedure. The petitioner is in custody for the past 42 days and is ready to face trial without any default.

Counsel for the complainant, Mr. B S Jaswal, has urged that in view of observations made by this Court while dismissing the petitioner's petition for grant of anticipatory bail and the observations made by the trial Court in proceedings under Section 138 of the Negotiable Instruments Act, 1881, initiated by the petitioner against the complainant that the documents **relied upon** are the result of forgery/fabrication, the petitioner does not

deserve to be enlarged on bail.

I have heard Counsel for the parties and perused the records.

The complainant lodged FIR No. 21 dated 24.01.2011 for the alleged offence committed by the petitioner and his co-accused. The co-accused in the case was allowed benefit of pre-arrest bail but the petition filed by the petitioner for said relief was dismissed by this Court. The petitioner is in custody for the past more than 40 days and conclusion of trial is likely to take its own time. There is no allegation that the petitioner does not have a permanent place of stay and likely to free from process of justice, in case enlarged on bail.

Without meaning to express any opinion on merits of the controversy, bail to petitioner namely Amrinder Pal Singh alias Amrinder Singh on his furnishing personal/surety bonds subject to satisfaction of the learned trial Court. However, he shall abide by the following conditions:-

- (i) he shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him/her from disclosing such facts to the Court or to any police officer; and
- (ii) he shall not leave India without the previous permission of the Court.

(REKHA MITTAL)
JUDGE

18.02.2015
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