

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Criminal Misc.No.M-37175 of 2015 (O&M)

Date of decision: 05th November, 2015

Baljit Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Ms. Sushma Chopra, Advocate,
for the petitioner.

INDERJIT SINGH, J.

Petitioner has preferred the instant petition under Section 439 Cr.P.C. seeking regular bail in case FIR No.90 dated 15.05.2015, registered at Police Station Phillaur, Jalandhar, under Sections 420 and 406 IPC.

Learned counsel for the petitioner contended that the complainant and her son have themselves withdrawn amount and false case has been planted upon the petitioner. He prayed for grant of bail to the petitioner.

Notice of motion.

On the asking of the Court, Mr. B.S.Bhullar, AAG, Punjab, has accepted notice on behalf of respondent(s)-State and contested the instant petition. Police record is also available.

I have heard learned counsel for the petitioner as well as learned State counsel and have gone through the record.

The allegations in the FIR are that the petitioner has withdrawn amount from the account of complainant and her son. There are no allegations against the petitioner that he has forged the signatures of the complainant and her son. The petitioner is in custody since 09.08.2015. The offences are triable by the Court of Judicial Magistrate. Challan has already been presented. The petitioner is not required for any investigation or interrogation purposes. He is only to face the trial. The trial of the case will take long time. No useful purpose will be served by keeping the petitioner in custody.

Therefore, keeping in view the facts and circumstances of the present case and without discussing the facts of the case in minute details and without expressing any opinion on the merit of the case, the present petition is accepted and the petitioner is ordered to be released on regular bail on her furnishing bail bonds in the sum of ₹ 50,000/- with one surety in the like amount to the satisfaction of the trial Court/Duty Magistrate, Jalandhar.

05th November, 2015
mamta

(INDERJIT SINGH)
JUDGE