

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Crl. Misc. No. M- 37660 of 2015
Date of Decision:-17.11.2015

Ved Parkash

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present:- Mr. A.P.S. Mann, Advocate for the petitioner.

Mr. Gurinderjit Singh, DAG, Punjab.

HARI PAL VERMA J.(Oral)

Prayer made in the present petition filed under Section 439 Cr.P.C. is for grant of regular bail to the petitioner during the pendency of the trial in case FIR No.199, dated 24.07.2000, for offence under Sections 406, 408, 409, 420, 466, 467, 468, 471 and 120-B IPC, registered at Police Station, Phase I, Mohali.

Learned counsel for the petitioner contends that apart from the fact that the other co-accused have been acquitted by the learned trial Court, vide judgment dated 25.03.2014 (Annexure P-3), the petitioner is in custody for the last about 09 months. Moreover, the offences are triable by the Magistrate and, therefore, the petitioner deserves concession of grant of regular bail.

In support of his contention, learned counsel for the petitioner relies upon CRM-M-No.36997 of 2015 titled as "Ved Parkash Vs. State of Punjab" decided on 05.11.2015 and submits that in the similar circumstances, the petitioner in that case was admitted on regular bail by this Court.

Learned counsel for the State has filed the custody certificate of the petitioner-Ved Parkash, which is taken on record.

The above statement made by learned counsel for the petitioner has gone uncontroverted by learned counsel for the State except that the amount involved in the case is huge one.

I have heard learned counsel for the parties.

Considering the fact that other co-accused in the case have been acquitted by the trial Court, vide judgement dated 25.03.2014 (Annexure P-3) and the offences are triable by the Magistrate, as well as the fact that the petitioner is in custody for the last about 09 months, I deem it appropriate to allow the present petition for grant of regular bail.

Accordingly, the present petition is accepted and the petitioner-Ved Parkash, is ordered to be released on regular bail, subject to his furnishing bail/surety bonds to the satisfaction of the trial Court.

It is, however, made clear that expression made here-in-above shall not be construed as an expression on the merit of the case and the trial Court shall be at liberty to decide the case on the basis of available evidence.

(HARI PAL VERMA)
JUDGE

November 17, 2015
Anjal