

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

CRM-M-41193-2015

Date of decision: 11.12.2015

Sukhpal Singh

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

Present: Mr. Rajesh Bhatheja, Advocate
for the petitioner.

Ms. Anmol Grewal, AAG, Punjab.

RAMESHWAR SINGH MALIK, J. (ORAL)

Petitioner seeks bail pending trial in FIR No.125 dated 17.06.2014 under Sections 420, 465, 467, 468, 471, 120-B IPC, registered at Police Station City Moga, District Moga.

Learned counsel for the petitioner places reliance on two orders of even date i.e. 14.11.2014 passed by this Court, whereby Parminder Singh and Surinderpal Singh, co-accused of the present petitioner were granted the bail by this Court, to contend that the present petitioner is identically placed and he is also entitled for bail. He prays for allowing the present petition.

On the other hand, learned counsel for the State submits that although it is a matter of record that Parminder Singh and Surinderpal Singh, co-accused of the present petitioner have been granted the bail by this Court, yet petitioner is not entitled for bail, because his case is distinguishable from his abovesaid co-accused. She prays for dismissal of the present petition.

After hearing the learned counsel for the parties and going through the record of the case, this Court is of the considered opinion that keeping in view the totality of facts and circumstances of the case, petitioner has been found entitled for bail pending trial. It is so said because despite having been made her best efforts, learned counsel for the State could not distinguish the case of the present petitioner from that of his abovesaid co-accused who have been granted the bail by this Court. Further, since the charges are yet to be framed, conclusion of trial will take time.

In view of the above and without commenting anything further on merits at this stage, lest it should prejudice the case of either side at a later point of time, instant 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 learned trial Court.

Disposed of, accordingly.

[RAMESHWAR SINGH MALIK]
JUDGE

11.12.2015
vishnu