

CRM-M-42752 of 2014

Date of Decision: 22.01.2015

Jaspal Singh @ Pala and another

---Petitioners

versus

State of Punjab

---Respondent

Coram: Hon'ble Mrs. Justice Rekha Mittal

Present: Mr. Preetinder Singh Ahluwalia, Advocate
for the petitioners

Mr. Gazi Mohammad, DAG, Punjab
for the respondent-State

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?

REKHA MITTAL, J.

The petitioners pray for grant of bail in FIR No. 351 dated 31.10.2014, registered at Police Station, Tripuri Town, Patiala for offence punishable under Sections 420, 409, 120-B of the Indian Penal Code.

Counsel for the petitioners contends that the petitioners have been booked in the crime on the allegations that they being the driver and clerk of contractor Yogeshwar Kumar had been carrying the property in question (300 bags of cement) issued by the Electricity Board for use in the grid at Pakhowal Sudhar. They have been remanded to judicial custody and therefore, no longer required for the purpose of investigation. The total value of the property in question is around Rs. 90,000/-. The conclusion of

investigation and trial proceedings after presentation of challan is likely to take its own time.

Counsel for the State has not disputed factual assertions.

The petitioners have been booked in the crime for commission of offence punishable under Sections 420 and 120-B IPC, which are triable by the Court of Magistrate. They are in custody since 31.10.2014 and no longer required for the purpose of investigation. There is no allegation against the petitioners that they are likely to flee from the process of justice in case enlarged on bail.

Without meaning to express any opinion on merits of the controversy, bail to the petitioners on their furnishing bail bonds to the satisfaction of trial court. However, they shall abide by the following conditions:-

- (i) they 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) they shall not leave India without previous permission of the Court.

(REKHA MITTAL)
JUDGE

22.01.2015

PARAMJIT