

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

(276+165)

CRM-M-10941-2016 (O&M)

Date of Decision:-19.09.2016

Sukhminder Singh

.....Petitioner

V/S

U.T. Chandigarh

.....Respondent

CORAM: HON'BLE MR. JUSTICE A.B. CHAUDHARI

Present : Mr. Vikram Chaudhri, Sr. Advocate with
Mr. Divjyot S. Sandhu, Advocate,
for the petitioner.

Mr. Rajeev Sharma, APP U.T. Chandigarh.

A.B. Chaudhari, J. (Oral)

Heard learned counsel for the rival parties.

In FIR No.194 dated 16.07.2015, registered under Sections 420, 467, 468, 471 and 120-B of Indian Penal Code, 1860 at Police Station Industrial Area, Phase-I Chandigarh, the petitioner was arrested on 04.01.2016 and is in jail since then.

There are other accused with the petitioner who have been released on default bail, since the charge sheet is not filed. The petitioner was arrested on 04.01.2016 and the challan was filed. The charge was framed on 22.04.2016. On May 06, 2016 the case was fixed for the evidence as contended by the learned counsel for the petitioner. Accepting the statements made by the learned counsel for the petitioner, I find that as per sub Section 6 of Section 437 Cr.P.C., the provision has been found to be mandatory. The period of 60 days is over and, therefore, the petitioner is entitled to grant of bail.

In that view of the matter, bail petition is allowed. Petitioner be enlarged on bail, on such terms and conditions as would be deemed fit and proper by the trial Court.

Disposed of.

September 19, 2016

Pankaj

(A.B. Chaudhari)

Judge