

Sr. No.218

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM No.M-12495 of 2016 (O&M)

Date of Decision: 20.05.2016

Jagdish Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM:- HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present:- Mr. Satnam Singh Gill, Advocate,
for the petitioner.

Mr. K.D.Sachdeva, Additional A.G.Punjab.

TEJINDER SINGH DHINDSA, J.(ORAL)

Petitioner seeks benefit of regular bail pending trial in case FIR No.134 dated 29.09.2011, under Sections 406, 420, 467, 468, 471 and 120-B of Indian Penal Code, registered at Police Station City Samana, District Patiala.

Briefly noticed, accusations against the present petitioner and other two accused are that by setting up false and forged documents land of the original owner, namely, Kiranjit was sold.

Date of registration of the FIR is 29.09.2011.

It has gone uncontroverted that the petitioner was arrested and granted bail by the trial Court on 08.12.2011

Petitioner thereafter evaded the process of law and proclamation proceedings having been initiated, the same culminated in the passing of a PO order on 01.08.2015.

Challan in the present case nominating the present petitioner as

an accused was presented in his absence on 29.01.2013.

Petitioner after having been declared a proclaimed offender was arrested on 04.10.2015.

Even though the petitioner has misused the concession of bail yet it may be taken note of the fact that he has faced incarceration now since 04.10.2015.

Offences are triable by the Court of Magistrate.

Without making any observations on merits, petitioner is held entitled to benefit of bail.

Petition is allowed. Petitioner be enlarged on bail subject to satisfaction of the Chief Judicial Magistrate/Duty Magistrate, Patiala.

Disposed of.

20.05.2016

vandana

(TEJINDER SINGH DHINDSA)
JUDGE