

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

**CRM-M-14079 OF 2016
DATE OF DECISION: 11.7.2016**

HARISH GARG

.. Petitioner

VS.

STATE OF PUNJAB.

.... Respondent.

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

Present: Mr. Aakash Singla, Advocate
for the petitioner.

Mr. K.S. Sidhu, DAG, Punjab.

Mr. Sanjeev Manrai, Sr. Advocate assisted by
Mr. Harshit Jain, Advocate
for the complainant.

A.B. CHAUDHARI, J.

Heard learned counsel for the rival parties including learned counsel for the complainant. It is true that the applicant has prima facie indulged in cheating his own brother on the basis of general power of attorney given to him purely out of good faith by the complainant. The same was mis-utilised by transferring the property in the name of his wife and children as per prosecution case.

It is a fact that applicant was arrested and is in jail since 7.1.2016 and the challan has been filed.

Looking to the detention of the applicant in the jail from 7.1.2016 and challan having been filed, in my opinion, it will enure to nobody's benefit to continue the detention of the applicant in jail.

The case is triable by the learned Magistrate. In view

of that matter, I make the following order:-

The application is allowed and applicant is granted bail upon furnishing personal bail bonds in the sum of Rs.1 lac with one surety in the like amount in FIR No.76 dated 18.5.2015 under Sections 420, 409, 120-B, P.S. Civil Lines, Bathinda to the satisfaction of CJM, Bathinda. Let the trial be expedited in view of the fact that the victim has suffered. All the observations are only for the limited purpose of decision of this application.

(A. B. CHAUDHARI)
JUDGE

July 11, 2016
SwarnjitS