

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

**CRM-M No.20712 of 2016
Date of decision: July 11, 2016**

Davinder Singh @ Banti

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Veneet Sharma, Advocate
for the petitioner.

Mr. R.P.S. Sidhu, AAG, Punjab
for the respondent-State.

JASPAL SINGH, J.(ORAL)

This is a petition preferred under Section 439 Cr.P.C. by Davinder Singh @ Banti seeking regular bail in case FIR No.62 dated April 27, 2016, under Sections 420, 465, 468, 471, 120-B IPC and Section 3, 4, 7, 13(1) of the Punjab Prevention of Human Smuggling Act, 2012 registered at Police Station B-Division, Amritsar City, District Amritsar.

Undisputably, the name of the petitioner does not figure in the FIR. He has been arrested by the police on April 28, 2016 and since then he is in judicial custody. Moreover, Gurjit Singh/co-accused of the petitioner has already been granted the concession of bail by learned trial Court whereas Sukhbir Singh another co-accused has been granted concession of bail by this Court. Investigation is complete. Report under Section 173(2) Cr.P.C. has already been presented.

In the given circumstances, presence of petitioner is not required for further interrogation. Moreover, disposal of trial would take sufficient long time and this Court is of the considered view that it would not be desirable to keep the petitioner behind the bars for further period. Accordingly, the petition is allowed and petitioner is ordered to be released on their furnishing bail/surety bonds to the satisfaction of Chief Judicial Magistrate/Duty Magistrate concerned.

July 11, 2016*m. sharma***(JASPAL SINGH)****JUDGE**