

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

CRM No.M-22037 of 2016 (O&M)

Date of decision: 28.07.2016

Jaswinder Singh Kaler

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. P.S. Dhaliwal, Advocate for the petitioner.

Mr. Luvinder Sofat, AAG, Punjab
assisted by HC Naib Singh.

Jitendra Chauhan, J. (Oral)

CRM-22738-2016

Allowed as prayed for, subject to all just exceptions.

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By filing the present petition under Section 439 of the Code of Criminal Procedure, the petitioner has sought regular bail in case FIR No.255, dated 07.09.2015, registered under Sections 406, 420, 120-B IPC and Sections 4 & 5 of the Prize Chits and Money Circulation Schemes (Banning) Act, 1978, at Police Station City Barnala, District Barnala.

The learned counsel for the petitioner contends that petitioner was an agent of crown company. The Managing Director of the company, namely Jagjit Singh @ Ladi had undertaken to discharge his liability including the present FIR. The similarly situated co-accused were also granted the concession of bail by this Court. The petitioner is in

custody since 24.09.2015.

The learned State counsel, on instructions, fairly states that the case of the petitioner is covered by the undertaking made by main accused, Jagjit Singh @ Ladi.

Heard.

Considering the fact that the main accused Jagjit Singh @ Ladi along with other directors of the company have undertaken to discharge liability involved in the present FIR and it is a magisterial trial; the challan stands presented, therefore, in the circumstances, the petitioner cannot be kept in indefinite incarceration, without advertng to the merits of the instant case, this petition is allowed. The petitioner be admitted to bail during the pendency of the trial, on his furnishing bail bonds and surety bonds, to the satisfaction of the trial Court.

Anything said herein above shall not be construed as an expression of opinion on the merits of the case.

However, in case the main accused Jagjit Singh @ Ladi failed to discharge his liability on or before 22.09.2016, the police shall be free to re-arrest the petitioner.

28.07.2016
sumit.k

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No