

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

CRM No.M-22522 of 2016 (O&M)

Date of decision: 08.09.2016

Kuldeep Shahi

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. Sunny Saggar, Advocate for the petitioner.

Mr. Mehardeep Singh, Addl. A.G., Punjab.

Jitendra Chauhan, J. (Oral)

By filing the present petition, under Section 439 of the Code of Criminal Procedure, the petitioner has sought regular bail in FIR No. 190 dated 31.08.2014, registered under Sections 420, 120-B, 506 and 323 IPC, at Police Station Division No.5, Ludhiana.

Learned counsel for the petitioner states that as per FIR, the petitioner had taken Rs.67 lacs from the complainant, however, the possession of the property in question could not be delivered. The learned counsel on instructions states that the petitioner is ready and willing to return the entire amount within a month from today. The petitioner is in custody since 09.04.2016.

On the other hand, learned State counsel opposes the bail application.

I have heard learned counsel for the parties and perused the record.

Keeping in view the statement made at bar that the petitioner will repay the entire amount; the petitioner is in custody since 09.04.2016; the challan stands presented, however, no PW has been examined so far; the trial is not likely to be concluded in the near future, without adverting to the merits of the instant case, this petition is allowed. The petitioner be admitted to bail during the pendency of 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.

It is made clear that in case the amount in terms of undertaking is not made, the present petition shall be deemed to be dismissed without further notice.

08.09.2016

sumit.k

(JITENDRA CHAUHAN)
JUDGE

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