

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

CRM No.M-25797 of 2016 (O&M)

Date of decision: 08.09.2016

Gurmeet Singh

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. D.S. Sandhu, Advocate for the petitioner.

Mr. Luvinder Sofat, AAG, Punjab.

Mr. N.S. Jagdeva, Advocate for respondent No.2.

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. 55 dated 02.09.1991, registered under Sections 406, 467 and 471 IPC, at Police Station Subhanpur, District Kapurthala.

The learned counsel for the petitioner refers to Annexure P-2 to contend that the entire amount allegedly embezzled by the petitioner stands repaid by the wife of the petitioner. The employer has issued no dues certificate in favour of the petitioner and amount of gratuity was also released in favour of the petitioner. The instant FIR was registered after the petitioner had already left his country.

The petitioner is in custody since 27.12.2015.

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

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

Considering the fact that the entire payment stands deposited in the year 2006 which is clear from Annexure P-2; the challan stands presented and out of total 25 PWs, none has been examined so far, therefore, it can be safely inferred that 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.

08.09.2016
sumit.k

(JITENDRA CHAUHAN)
JUDGE

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