

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

CRM-M No. 2782 of 2016 (O&M)

Date of Decision: 04.03.2016

Dalip Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Amandeep Saini, Advocate
for the petitioner.

Mz. Rimplejeet Kaur, Assistant Advocate General, Punjab
for the respondent/State assisted by ASI Mohinder Singh.

JASWANT SINGH, J. (ORAL)

CRM No. 6835 of 2016

Prayer in the present application is for placing on record
the amended memo of parties.

Learned counsel for the applicant/petitioner submits that
the petitioner is actually confined in "*Borstal Jail, Ludhiana*" instead of
wrongly stated/mentioned "*Central Jail, Ludhiana*" and therefore, prays
for correction the same.

In view of the above, present application is allowed and
the amended memo of parties is taken on record.

MAIN CASE

Prayer in this petition under Section 439 of the Code of
Criminal Procedure, is for grant of regular bail on behalf of the
accused/petitioner-Dalip Singh in case FIR No. 40, dated 09.04.2015, for
offences punishable under Sections 419, 420, 465, 467, 468, 471 of the
Indian Penal Code, Section 12, Passport Act, 1967 and Section 13 (2),

P.C. Act, 1988, registered at Police Station City SBS Nagar, District SBS Nagar.

The case of prosecution is that during the investigations in the aforesaid FIR against some police officials, who were involved in the illegal verification and thus preparation of forged and fabricated passport in favour of a hard and criminal Daljit Singh Bhana, it was found that the petitioner while being a juvenile had also got prepared a passport on a fake identity of one Jai Singh on the basis of forged and fabricated documents in order to secure a job in Malaysia.

It is contended that the petitioner is a young boy and has committed the offence only to secure a job in a foreign country. It is also contended that the petitioner is not involved in any other criminal activity. It is further submitted that the petitioner is in custody since 10.10.2015 and after completion of investigation, a supplementary challan qua the petitioner stands presented.

Learned State Counsel, assisted by ASI Mohinder Singh, is unable to refute the aforesaid factual contention/position. She further submits that the evidence of twenty-four cited prosecution witnesses is yet to commence.

Without commenting on the merits of the case, keeping in view the facts noticed above; custody period of the petitioner and the petitioner is a young boy, no useful purpose would be served by keeping the petitioner/accused in custody since the trial is not likely to be concluded in near future, the present petition is allowed and the petitioner is ordered to be released on bail subject to satisfaction of Chief Judicial Magistrate/Duty Magistrate concerned.

March 04, 2016

'dk kamra'

(JASWANT SINGH)
JUDGE