

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

**CRM-M No.36228 of 2015
Date of Decision : 01.02.2016**

Daljit SinghPetitioner

Vs.

State of Punjab Respondent

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

Ms. Manpreet Dhaliwal, AAG, Punjab.

TEJINDER SINGH DHINDSA, J.

Petitioner seeks benefit of regular bail in case FIR No. 164 dated 01.09.2014 under Sections 419, 420, 465, 468, 471, 201, 170, 171, 379, 120-B IPC registered at Police Station City South Moga, Distt. Moga.

Process of law was set in motion on the basis of complaint of Gurtej Singh alleging that the present petitioner and also Jaspal Singh @ Bobby had struck a deal for Rs. 11 lacs for sending the complainant abroad i.e. to Canada. Further allegations are that a sum of Rs. 7 lacs had been paid to the present petitioner and co-accused Jaspal Singh by way of 5 installments between the period September 2013 to December, 2013 in the presence of Bharpur Singh s/o Mukand Singh. Allegations are with regard to misappropriation of money and criminal breach of trust as the complainant has not been sent abroad.

At present, investigation is complete and challan stands presented on 21.07.2015. Charges thereafter have been framed on 31.07.2015 and out of 14 prosecution witnesses, only 2 have been examined till date.

Petitioner has been in custody since 10.06.2015.

It would be apposite to notice that another FIR bearing No.231 dated 25.12.2014 under Section 420, 170 and 506 IPC was registered at Police Station City Moga, District Moga on identical allegations against the petitioner and in which also the money was alleged to have been entrusted in the presence of the same very person, namely, Bharpur Singh. In said FIR, the petitioner has already been granted benefit of regular bail vide order dated 24.09.2015 in CRM-M No.32125 of 2015.

Keeping in view the length of incarceration suffered by the petitioner and coupled with the fact that it would be a magisterial trial which is still at initial stage, the prayer is allowed.

Petitioner be enlarged on bail subject to the satisfaction of CJM/Deputy Magistrate, Moga.

01.02.2016

Dinesh

**(TEJINDER SINGH DHINDSA)
JUDGE**