

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

CRM No. M-38057 of 2016

Date of decision:- December 01, 2016

IQBAL SINGH

....PETITIONER..

VS.

STATE OF PUNJAB

....RESPONDENT..

CORAM:- HON'BLE MR. JUSTICE JASPAL SINGH

Present:- Mr. K.S. Chahal, Advocate,
for the petitioner.

Mr. RPS Sidhu, AAG, Punjab.

JASPAL SINGH, J. (Oral)

By virtue of instant petition preferred under Section 439 of the Code of Criminal Procedure (for short, "Cr.P.C."), petitioner-Iqbal Singh has sought concession of bail during pendency of trial, in case FIR No.173, dated 11.06.2015, under Sections 420, 465, 467, 468, 471 and 120-B IPC, Police Station Tripuri Town, Patiala, District Patiala.

2. Concededly, the petitioner was arrested in this case on 30.04.2016 and after subjecting him to custodial interrogation, he was remanded to judicial custody. Meaning thereby, he was no more required for further interrogation/investigation. On conclusion of investigation, report under Section 173 (2) Cr.P.C., has already been presented in the Court of Id. Jurisdictional Magistrate. Disposal of trial is also likely to take sufficient long time. The petitioner as well as his co-accused are facing the trial.

Moreover, no doubt, the power of attorney was executed in favour of the

petitioner but subsequently, he was impersonated by someone else and fresh power of attorney was executed. Otherwise, all other accused were bailed out except the petitioner by different courts. Thus, this Court is of the considered view that on the doctrine of parity, the petitioner also deserves the same concession.

3. Taking into consideration the aforesaid aspects but without expressing any opinion on the merits of the case, the petition is allowed and petitioner is ordered to be released on bail, during pendency of trial, at the satisfaction of trial Court/Duty Magistrate.

December 01, 2016
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(JASPAL SINGH)
JUDGE

Whether speaking/reasoned: Yes/No

Whether reasonable: Yes/No