

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

(223)

CRM-M-38010-2015

Decided on: January 12, 2016.

Manoj Kumar @ Moji

.... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI

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

Mr. Jashan Preet Singh, AAG, Punjab.

M.M.S. BEDI, J (ORAL)

Petitioner has committed a serious offence of having stood as surety on the basis of fake documents. He has been in custody for the last more than six months.

Learned counsel for the petitioner has argued that in view of provisions of Section 195 (b) (i) Cr.P.C, the cognizance could not have been taken by the police.

Without expression of any opinion on merits, taking into consideration the period of detention, it is presumed that the said period will have certainly a deterrent effect upon the petitioner not to commit the similar offence again.

Petition is allowed. Petitioner is ordered to be released on bail on his furnishing bail bonds and genuine surety to the satisfaction of the trial Court subject to the condition that petitioner will be debarred from standing surety for any accused in the District of Jalandhar.

**(M.M.S. BEDI)
JUDGE**

January 12, 2016

harsha