

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

CRM-M-41094 of 2016

Date of Decision: November 28, 2016

Gurjit Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present: Mr. HPS Ishar, Advocate
for the petitioner.

Mr. Gurvir Sidhu, AAG, Punjab.

FATEH DEEP SINGH, J.

The allegations against the petitioner in this regular bail application under Section 439 Cr.P.C are that the petitioner-Gurjit Singh along with Gurmail Singh, complainant in this case have entered into a business agreement, whereby, they have floated a Company under the name and style of Flying Agro Services Pvt. Ltd and that during the course of business both of them who happened to be the Directors of this Company had a dispute over profits arising out of their business transactions leading to settlement of dispute by virtue of Annexure P/8. The contentions of the learned counsel for the petitioner that initially the petitioner had lodged a criminal complaint under Section 138 of Negotiable Instrument Act on 02.1.2012 and it is subsequent as a counter blast the present complainant too filed a criminal case before the Senior Superintendent of Police, Chandigarh which was investigated and allegations were found to be untrue and it is subsequent after concealment of the first complaint, as a consequence, the

complainant managed to lodge the present FIR.

The factual aspect has not been disputed by the learned State counsel and in the light of the fact that nothing is to be recovered from the petitioner and that the petitioner is in custody since 08 months and trial is not likely to be concluded in near future and no useful purpose would be served by keeping the petitioner behind the bars, without adverting anything on the merits of the case, the present petition for grant of regular bail is allowed. Petitioner be admitted to bail to the satisfaction of the trial Court.

(FATEH DEEP SINGH)
JUDGE

November 28, 2016

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Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No