

CRM-M-44312-2015

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

CRM-M-44312-2015

Date of Decision : 08.01.2016

Sukchain Singh

.....Petitioner

versus

State of Punjab and another

.....Respondents

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

Present: Mr. A.G.S. Dhillon, Advocate
for the petitioner.

Mr. P.S. Grewal, DAG, Punjab.

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

Learned counsel for the petitioner seeks concession of regular bail in a criminal complaint under Section 138 of the Negotiable Instruments Act. His application for regular bail has been dismissed by the Additional Sessions Judge, Patiala, *inter alia* on the ground that he did not produce any record regarding his mental illness.

Without expression of any opinion on merits, striking the balance between the right of liberty of the petitioner and the right of the complainant for expeditious disposal of the criminal proceedings. I deem it appropriate to grant concession of bail to the petitioner at this stage,

CRM-M-44312-2015

simultaneously, compensating the complainant for the unnecessary harassment caused on account of conduct of the petitioner. The petition is allowed. Petitioner is ordered to be released on bail on his furnishing bail bond/surety bond to the satisfaction of the trial Court/Duty Magistrate subject to the condition that the petitioner will produce a bank draft of Rs.15,000/- in the name of the complainant which will be handed over to the complainant by the trial Court. The said amount will be considered as costs adjournment payable to the complainant as per the provisions of Section 309 Explanation 2 Cr.P.C.

(M.M.S. BEDI)
JUDGE

08.01.2016
Neha