

In the High Court of Punjab and Haryana at Chandigarh

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Criminal Misc. No.M-5657 of 2016

.....

Date of decision:9.8.2016

Naresh Kumar alias Sanjay

...Petitioner

v.

State of Punjab

...Respondent

....

Coram: Hon'ble Mr. Justice Inderjit Singh

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Present: Mr. I.S. Mann, Advocate for the petitioner.

Ms. Shivali, Assistant Advocate General, Punjab for the
respondent-State.

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Inderjit Singh, J.

The petitioner has filed this petition under Section 439 Cr.P.C.
for grant of regular bail in case FIR No.148 dated 16.9.2015 registered for
the offence under Section 420 IPC at Police Station City, Sri Muktsar Sahib.

Notice of motion to Advocate General, Punjab.

Ms. Shivali, learned Assistant Advocate General, Punjab has
put in appearance on behalf of the respondent-State and contested this
petition. Police record is also available.

I have heard learned counsel for the petitioner as well as
learned Assistant Advocate General, Punjab appearing for the respondent-
State and have gone through the record.

Learned counsel for the petitioner argued that the payments of

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the amount have already been made to the complainant party through RTGS for having provided labour to the petitioner as the petitioner was a contractor.

The petitioner has been in custody since 2.12.2015. The challan has already been presented. The petitioner is not required for interrogation or investigation purposes as he is in judicial custody. The trial of the case will take long time. No useful purpose will be served by keeping the petitioner in custody till the final disposal of the case.

Therefore, keeping in view the facts and circumstances of the present case; without discussing the facts in minute detail and without expressing any opinion on the merits of the case, this criminal miscellaneous petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing personal bond in the sum of ₹40,000/- with one surety in the like amount to the satisfaction of the trial Court/Duty Magistrate.

August 9, 2016.

(Inderjit Singh)
Judge

hsp

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