

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

**Criminal Misc. No. M-7074 of 2016
Date of Decision:-04.3.2016**

Sucha Masih

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE HARI PAL VERMA

1. *Whether reporters of local newspapers may be allowed to see judgment?*
2. *To be referred to reporters or not?*
3. *Whether the judgment should be reported in the Digest?*

Present:- Mr. Kewal Singh, Advocate
for the petitioner.

Mr. Gurinderjit Singh, Deputy A.G., Punjab.

HARI PAL VERMA J.(Oral)

Prayer in this petition filed under Section 439 Cr.P.C. is for grant of regular bail to the petitioner in case FIR No.13 dated 10.1.2015, under Sections 420 and 120-B IPC (later on Section 24 of the Immigration Act was added), registered at Police Station Division No.7, Ludhiana.

Learned counsel for the petitioner contends that the earlier bail application was dismissed as withdrawn on 13.7.2015 enabling the petitioner to approach the trial Court. It is,

thereafter, the trial Court has dismissed the regular bail application of the petitioner vide order dated 10.11.2015. Learned counsel for the petitioner contends that the petitioner is in custody since 17.1.2015 and there is no other case against him. Co-accused namely Devender Kumar Sharma has already been released on bail by the learned trial Court and the offence in the case is triable by learned Magistrate.

Learned State counsel on instructions from ASI Dilbag Singh submits that the charges were framed on 09.4.2015 and two witnesses have partly been examined.

I have heard learned counsel for the parties.

The proceedings shows that the trial will take sufficient long time in the case. The petitioner is in custody since 17.1.2015 and the co-accused Devender Kumar Sharma has already been granted bail by the learned trial Court and the offence is triable by the Magistrate. Further, taking into consideration the reliance on **Sanjay Chandra Vs. CBI, (2012) 1 SCC 40**, the instant petition for regular bail is hereby accepted. The petitioner is ordered to be released on bail on his furnishing adequate bail bonds and surety bonds to the satisfaction of the trial Court.

March 04, 2016
Vijay Asija

(**HARI PAL VERMA**)
JUDGE