

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM No. M-8885 of 2016 (O&M)

Date of Decision: 26.05.2016

Harinder Singh @ Goldy

--Petitioner

Versus

State of Punjab

--Respondent

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. Zorawar Singh Chauhan, Advocate for the petitioner.

Ms. Manpreet Dhaliwal, A.A.G., Punjab.

TEJINDER SINGH DHINDSA.J

This order shall dispose of the present petition filed under Section 439 Cr.P.C seeking the benefit of regular bail to the petitioner in case F.I.R. No.93 dated 7.8.2013 under sections 420, 465, 467, 468, 471, 120-B I.P.C registered at Police Station, Bilga, District Jalandhar.

Learned counsel for the parties have been heard.

Allegations are with regard to a loan having been obtained fraudulently from Vijaya Bank for agricultural purposes under the Kisan Credit Card Scheme. Precise accusation against the present petitioner is of having acted in connivance with one Jarnail Singh as also certain revenue officials and having procured forged *Jamabandis*. The petitioner as also co-accused are also alleged to have produced forged sale deeds and on the strength of which the loan was obtained.

Petitioner has been in custody since 1.10.2013 in the present case.

In the trial that has ensued out of 17 prosecution witnesses, 11 have been examined so far. The trial would take some time to conclude.

Even though, learned State counsel has apprised the Court that the petitioner is involved in four other F.I.Rs and in which similar allegations were raised, yet, pendency of other criminal proceedings cannot be made a ground to decline prayer of the petitioner for grant of bail in the present case.

Such view is being taken in the light of the length of incarceration already suffered by the petitioner.

The offences are triable by a court of Magistrate.

Without making any observations on merits, present petition is allowed. Petitioner be enlarged on bail subject to satisfaction of Trial Court/Duty Magistrate, Jalandhar, if, not shown as arrested in any other case.

Petition disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

26.05.2016
lucky