

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

210

CRM No.M-10633 of 2017
Date of Decision: April 17th, 2017

Balvir Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASI

Present: Mr. Birinder Singh Khehar, Advocate
for the petitioner.

Mr. Rajesh Mehta, Additional Advocate General, Punjab.

AUGUSTINE GEORGE MASI, J. (ORAL)

Petitioner has approached this Court praying for grant of regular bail in FIR No.135 dated 21.10.2016, wherein the petitioner being the attesting witness of the Will, was arrested on 19.01.2017 and is in custody since then. Counsel for the petitioner submits that no recovery is to be effected from the petitioner and that co-accused-Navneet Kaur who is one of the beneficiaries of the Will has been granted anticipatory bail by this Court in Criminal Miscellaneous No.M-6404 of 2017. His submission is that although the challan has been presented but the trial is likely to take a long time and, therefore, he may be enlarged on bail.

Counsel for the State, on the other hand, could not dispute the fact that one of the beneficiaries of the Will namely Navneet Kaur has been granted anticipatory bail by this Court after she having joined the investigation. He could not dispute the fact that no recovery has to be effected from the petitioner. He, however, has opposed the same on the ground that he has been projected as an attesting witness of a Will which is a forged and fabricated one and, therefore, no benefit should be granted to him as prayed for.

Having considered the submissions made by the counsel for the parties and keeping in view the fact that the petitioner is in custody since 19.01.2017, the beneficiary has been granted bail, the trial is likely to take a long time and further that no recovery is to be effected from him, prayer made in the present petition is accepted.

Petitioner is ordered to be released on bail to the satisfaction of learned Chief Judicial Magistrate/Duty Magistrate, Ludhiana.

April 17th, 2017
Puneet

(AUGUSTINE GEORGE MASIH)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No