

204.

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

CRM-M-15267-2017

Date of decision:10.08.2017.

ROHIT JAIN

... Petitioner

versus

STATE OF PUNJAB

.... Respondent

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Mr. Rajeshwar Singh Thakur, Advocate, for the petitioner.

Mr. Bhupender Beniwal, AAG, 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 19.01.2013 under Sections 419/465/467/468/471/120-B IPC, Police Station Division No.5, Civil Line, Ludhiana.

The allegation against the petitioner is that he was a witness to a sale deed executed by Ravinder Kaur @ Lovely while impersonating as Surjit Kaur daughter of Sucha Singh in favour of Charanjit Singh son of Tara Singh and Manpreet Singh son of Gurbaksh Singh.

Learned counsel for the petitioner states that the petitioner is not a beneficiary. The sale deed was executed in favour of the vendees-Charanjit Singh and Manpreet Singh. Therefore, they are the main accused. Even accused-Charanjit Singh and Manpreet Singh are already on bail. The petitioner is in custody since 21.01.2017. The case

is at the stage of prosecution witnesses and the trial in the case will take sufficient long time.

Learned State counsel, on instructions from ASI Balwinder Singh, has argued that there are other FIRs against the petitioner and it is possible that in case, the petitioner is granted bail, he may abscond. Perusal of the order dated 28.04.2017 passed by learned Judicial Magistrate Ist Class, Ludhiana, reflects the very conduct of the petitioner who has taken the court proceedings very casually. He remained absent on different occasions.

I have heard learned counsel for the parties.

The trial in the case will take sufficient long time as the prosecution evidence has not yet begun. The other accused, namely, Charanjit Singh and Manpreet Singh, who are otherwise the beneficiaries, are already on bail. Therefore, this Court finds that the petitioner deserves the concession of bail, but subject to some stringent conditions.

Accordingly, the present petition is allowed and the petitioner-Rohit Jain is ordered to be released on bail subject to his furnishing bail/surety bonds to the satisfaction of the trial Court. The trial Court may impose any other condition as it may deem fit in the case.

(HARI PAL VERMA)
JUDGE

10.08.2017

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Whether speaking/reasoned? Yes/No
Whether reportable? Yes/No