

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

CRL. MISC. No.M-1555 OF 2017
DATE OF DECISION : 13TH FEBRUARY, 2016

Jagtar Singh & another

.... Petitioners

Versus

State of Punjab

.... Respondent

CORAM : HON'BLE MR. JUSTICE A. B. CHAUDHARI

* * * *

Present : Mr. Bhupinder Ghai, Advocate for the petitioners.

Ms. Rajni Gupta, Addl. A.G. Punjab.

Mr. Ashok Giri, Advocate for the complainant.

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A. B. CHAUDHARI, J. (ORAL)

The petitioners have filed the present petition under Section 439 Cr.P.C. seeking regular bail in FIR No.161 dated 25.09.2015 registered under Sections 420, 382, 323, 506 & 120-B IPC at Police Station Morinda, District Rupnagar.

Heard learned counsel for the rival parties.

The age of petitioner no.1 and 2 is 70 and 57 years respectively. That apart challan has been filed against the petitioners. The petitioners have been in jail as under trials.

Learned counsel for the complainant vehemently opposed this petition for bail on the ground that at least there is an admitted fact that the petitioner No.1 and 2 received ₹10,00,000/- each from the complainant and according to him there is a forgery of the receipt by them.

Learned counsel for the complainant further submits that he would advice his client to file civil suit according to law.

Be that as it may. Since the offences are triable by the Magistrate and the challan is filed and trial will take its own time, the petitioners have sufficiently undergone the incarceration, there is no need to continue the detention of the petitioners. Moreover, main accused Ravinder Singh, who had allegedly received ₹60,00,000/-, is in jail.

In that view of the matter, I am inclined to grant bail to the petitioners. Hence I make the following order:

ORDER

- (i) CRL. MISC. No.M-1555 OF 2017 is allowed.
- (ii) The petitioners be released on bail to the satisfaction of the concerned CJM/Duty Magistrate.
- (iii) The petitioners shall not temper or influence the prosecution witness(es).
- (iv) In case of violation of the above condition, the present order shall come to an end and the petitioner shall surrender to the judicial custody.

13th February, 2016
'raj'

(A. B. CHAUDHARI)
JUDGE