

Criminal Misc. M- No. 15560 of 2017 (O&M)

Date of decision : August 02, 2017

Jaswant Singh

.....Petitioner

Versus

The State of Punjab

....Respondent

CORAM:- HON'BLE MRS. JUSTICE LISA GILL

Present: Mr. Karan Pathak, Advocate for the petitioner.

Ms. Monika Jalota, DAG, Punjab.

LISA GILL, J.

The petitioner prays for bail pending trial in FIR No. 16 dated 18.03.2016 registered under Section 406/498A IPC at Police Station Women, District Amritsar City.

It is contended that the petitioner who is a 70 year old man has been falsely implicated in the above said FIR due to a money dispute with the complainant i.e. the mother of the victim in question.

Following order was passed in this case on 09.05.2017 :-

“ Learned counsel for the petitioner has shown the affidavit given by the complainant wherein she stated that the matter stands compromised between the parties and she has no objection if the F.I.R be quashed against the petitioner or he be released on interim bail.

Learned State counsel seeks time to verify the affidavit.

List on 02.08.2017 to enable the learned State counsel to verify the affidavit.

However, in the meantime, petitioner is ordered to be released on interim bail, subject to his furnishing fresh bail bonds to the satisfaction of Chief Judicial Magistrate/Duty Magistrate, Ludhiana.”

Learned counsel for the State, on instructions from HC Harinder Singh, verifies the authenticity of affidavit dated 08.05.2017 executed by the complainant. Photocopy of the said affidavit is taken on record subject to just exceptions.

Keeping in view the facts and circumstances noted above but without expressing any opinion on the merits of case, it is considered just and expedient to allow this petition. Consequently, interim bail afforded to the petitioner, pursuant to order dated 09.05.2017 is made absolute subject to the petitioner furnishing fresh bail bonds and surety to the satisfaction of the Chief Judicial Magistrate, Ludhiana.

August 02, 2017
rts

(Lisa Gill)
Judge

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No