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

CRM-M-16380 of 2017

Date of decision: July 04, 2017

Palwinder Singh alias Baljinder Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

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

Present: Mr. Vikas Gupta, Advocate for the petitioner.

Mr. Ramandeep Sandhu, Sr. DAG Punjab.

A.B. CHAUDHARI, J (Oral)

Heard learned counsel for the rival parties.

Petitioner seeks regular bail in FIR No.305 dated 17.07.2016, under Sections 419, 420, 466, 467, 468, 471, 120-B of Indian Penal Code, 1860, registered at Police Station Civil Lines, District Amritsar.

The petitioner was admittedly arrested on 18.03.2017. The investigation has not yet been completed and the challan has also not yet been filed and is said to be under checking. Admittedly, the period of 90 days in filing challan has passed, but yet challan has not been filed. The petitioner, therefore, may be entitled to grant of bail on that ground. However, without going to that aspect, I find that the offences are triable by the Magistrate and as fairly stated by the learned State counsel, on instructions from Assistant Sub Inspector Gurinder Singh that there is no case against the petitioner.

In that view of the matter, this petition is allowed. Petitioner is ordered to be released on bail subject to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate concerned. Petitioner shall not tamper with the prosecution evidence, threaten or exercise any influence on the prosecution witnesses.

(A.B. CHAUDHARI)
JUDGE

July 04, 2017

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Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No