

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

CRM-M-25013 of 2017
Date of Decision: 21.07.2017

Satish Kumar

....Petitioner

VERSUS

State of Punjab

....Respondent

CORAM:- HON'BLE MR. JUSTICE SURINDER GUPTA

Present: Mr. J.S. Sandhu, Advocate
for the petitioner.

SURINDER GUPTA, J.(Oral)

The present petition has been filed under Section 439 Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No.55 dated 01.04.2017 registered for offences punishable under Sections 419, 420, 465, 467, 471 read with Section 120-B of Indian Penal Code (for short, "IPC") at Police Station Kotwali Bathinda, District Bathinda.

Heard.

Notice of motion.

On asking of the court, Mr. Ajay Pal Singh Gill, DAG, Punjab, who is present in the Court accepts notice and submits that intimation by Registry informing of fixation of the petition has already been received and record of the case is available with him.

Learned counsel for the petitioner submits that the petitioner was arrested in this case on 02.04.2017. The entire case is based on documentary evidence. The police after completion of investigation has presented the challan against petitioner. Conclusion of trial will take considerably long time, as such, the petitioner may be extended the benefit

of bail.

Learned State counsel submits that the petitioner had identified Hans Raj, who impersonated as Surinder Kumar and executed the sale deed of property of Surinder Kumar in favour of one Satpal Singh.

The case is based on documentary evidence. Satpal Singh, in whose favour the sale deed was executed, has been cited as prosecution witness.

In view of above facts but without expressing any opinion on merits of the case and keeping in view the fact that conclusion of trial will take considerably long time, the present petition is allowed. Petitioner-Satish Kumar is ordered to be released on regular bail on furnishing bail bond and surety bond to the satisfaction of concerned trial Court/Chief Judicial Magistrate/Duty Magistrate, subject to following terms:-

- (a) The petitioner shall comply with the conditions mentioned in Section 437(3) Cr.P.C.
- (b) In the event of his absence on any date of hearing, the benefit of bail allowed to the petitioner shall stand withdrawn. The trial Court shall be competent to cancel his bail bond and surety bond and proceed to procure his presence in accordance with law. In that eventuality the petitioner shall have to apply for bail afresh.
- (c) He shall not leave the country without the previous permission of the Court.

July 21, 2017
jk

(SURINDER GUPTA)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No