

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

CRM-M No.2923 of 2017
Date of decision: 8th September, 2017

Boota Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present: Mr. A.S. Khosa, Advocate for the petitioner.

Mr. H.S. Grewal, Addl. Advocate General, Punjab
for the respondent/State.

FATEH DEEP SINGH, J. (ORAL)

Allegations against the petitioner Boota Singh in this petition filed under Section 439 Cr.P.C. seeking regular bail in case FIR No.2 dated 02.03.2016 registered at Police Station NRI, Moga under Sections 419/420/465/467/468/471/120-B IPC, are that during the year 2002 petitioner has impersonated as Charanjit Singh, an NRI, and on the basis of forged documents had secured loan of Rs.5.00 lacs leading to registration of the present case.

Contentions of the learned counsel for the petitioner are that the petitioner is behind bars since more than 1 year and 4½ months and that the trial is not likely to conclude in near future.

Though the factual scenario is not disputed by learned State counsel who has stoutly opposed grant of relief to the petitioner on the grounds that he has committed a heinous offence.

In the light of submissions of the two sides, keeping in view the period of incarceration already undergone by the petitioner and the fact that culpability, if any, shall be determined at the time of trial which will take a long time to conclude, without adverting on to the merits of the case this Court is of the opinion that further detention of the petitioner in the present case is unwarranted. Accordingly, he is ordered to be released on regular bail to the satisfaction of Chief Judicial Magistrate/Duty Magistrate, Moga.

The petition stands disposed off accordingly.

(FATEH DEEP SINGH)
JUDGE

September 8, 2017

rps

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