

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

**CRM-M No. 31952 of 2017
Date of Decision: 4.9.2017**

Rishi Kumar @ Rishi

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE SHEKHER DHAWAN

Present: Mr. Sandeep Arora, Advocate, for the petitioner

Mr. RBS Chahal, Addl. AG, Punjab

Shekher Dhawan, J.

Present petition under Section 439 Cr.P.C. is for grant of regular bail to the petitioner in case FIR No. 102 dated 30.7.2017, under Sections 420, 467, 468, 471 and 482 IPC and Section 61 of Excise Act, registered at Police Station Lambra, District Jalandhar Rural.

Learned counsel for the petitioner contended that the allegations against the petitioner are mainly under the Excise Act, which is bailable one, and the remaining offences under sections 420, 467, 468, 471 and 482 IPC are not made out on facts. More so, the petitioner is in custody since 30.7.2017 and the trial of the case still to take some more time, so he be released on bail.

Learned State counsel fairly conceded about the custody period on the basis of custody certificate that the petitioner is in custody since 30.7.2017.

Having considered all these facts in detail and the fact that the main allegations against the petitioner are under Section 61 of the Excise Act and it shall be matter of decision at the trial whether the offences under Sections 420,

467, 468, 471 and 482 IPC are made out or not; decision of the case still to take some time and no useful purpose shall be served by detaining the petitioner in custody, the present petitioner is ordered to be released on bail on his furnishing bail/surety bonds to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate, Jalandhar.

The present petition stands disposed of.

(SHEKHER DHAWAN)
JUDGE

4.9.2017
Ashwani

Speaking/Reasoned	Yes/No
Reportable	Yes/No