

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

CRM No.M-33536 of 2016 (O&M)

Date of decision: January 12, 2017

Nirvair Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Suvir Sidhu, Advocate and
Mr. Raghav Gulati, Advocate
for the petitioner.

Mr. Deep Singh, Asstt. Advocate General, Punjab,
for the respondent-State.

Mr. Anil Bansal, Advocate
for the complainant.

INDERJIT SINGH, J.

CRM No.143 of 2017

This is an application for making correction in the head note/prayer clause of the main petition.

It is mentioned in the application that due to inadvertence, Section 201 IPC could not be typed in the headnote/prayer clause of the main petition.

Heard.

For the reasons, mentioned in the application, the same is allowed.

Registry is directed to make necessary correction in the main petition.

CRM No.M-33536 of 2016

Petitioner-Nirvair Singh has filed this petition under Section

registered at Police Station Division No.5, Ludhiana, under Sections 419, 420, 465, 467, 468, 471, 201 and 120-B of Indian Penal Code.

Notice of motion has been issued in this case.

Mr. Deep Singh, Asstt. Advocate General, Punjab has put in appearance on behalf of the respondent-State and Mr. Anil Bansal, Advocate has appeared on behalf of the complainant and contested this petition.

I have heard learned counsel for petitioner; learned State counsel as well as learned counsel for complainant and have gone through the record.

From the record, I find that the present petitioner was an attesting witness to the Will executed by Bala Rani which is alleged to be forged and fabricated, as stated by the complainant. The civil proceedings regarding validity of the Will are pending. The offences are triable by the Magistrate.

The petitioner has been in custody since 17.08.2016. He is not required for any investigation or interrogation purposes as he is in judicial custody. The trial of the case will take long time. No useful purpose will be served by keeping the petitioner in custody till the final disposal of the case.

Keeping in view the facts and circumstances of the present case; without discussing the facts in minute detail and without expressing any opinion on the merits of the case, this criminal miscellaneous petition is allowed and the petitioner is ordered to be released on regular bail subject to his furnishing personal bonds in the sum of ₹40,000/- with one surety in the like amount to the satisfaction of the trial Court/Duty Magistrate.

January 12, 2017

parveen kumar

Whether speaking/reasoned

Whether Reportable

(INDERJIT SINGH)
JUDGE

Yes

No