

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

**CRM-M-41569-2017
Date of decision: 14.12.2017**

Waheguru Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Ashish Bakshi, Advocate
for the petitioner.

Mr. A. S. Gill, Sr. DAG, Punjab
assisted by ASI Gurmail Singh.

ARVIND SINGH SANGWAN, J. (Oral)

This petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No. 94 dated 23.06.2017, under Sections 420, 467, 468, 171 and 471 (added later on) of the Indian Penal Code, registered at Police Station Haibowal, District Ludhiana.

Learned counsel for the petitioner submits that the petitioner is in judicial custody since 26.06.2017 and the report under Section 173 Cr.P.C. has already been presented. It is further submitted that the petitioner is not involved in any other case and the offences under the instant FIR are triable by the Court of a Magistrate.

Learned State counsel has filed custody certificate of the petitioner and as per this custody certificate dated 09.11.2017, the petitioner has undergone 04 months and 22 days of sentence. Learned State counsel, on instructions from ASI Gurmail Singh, has further submitted that

evidence in the case is yet to start.

I have heard learned counsel for the parties.

Without commenting upon the merits of the case, considering the fact that the case is triable by a Court of a Magistrate; the evidence is yet to start and the petitioner has undergone 04 months and 22 days of sentence, the instant petition is allowed. The petitioner is directed to be released on regular bail on his furnishing bail bonds and surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

14.12.2017

Waseem Ansari

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No