

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

Crl. Misc. M-44624 of 2017 (O&M)
Date of Decision: November 29, 2017

Jagsir Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Anoop Singla, Advocate
for the petitioner.

Mr. Davinder Bir Singh, DAG Punjab.

JAISHREE THAKUR, J. (Oral)

The instant petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No.229 dated 23.10.2017, under Sections 295, 354, 379-B, 427, 148, 149 and 452 of Indian Penal Code (offence under Section 452 of IPC added later on), registered at Police Station Baghapurana, District Moga.

Learned counsel for the petitioner contends that the petitioner herein was taken into custody in the aforesaid FIR on 24.10.2017. It is argued that the petitioner is falsely implicated in the present case. It is submitted that a reading of the FIR would show that the main allegations are against Kulwinder Kaur and one Lucky, who are demanding transfer of property in their name. It is also contended that no specific role or injury

has been attributed to the petitioner herein, therefore, the petitioner is entitled to be enlarged on bail.

Per contra, learned counsel appearing on behalf of respondent-State, on instructions from the Investigating Officer, opposes the grant of regular bail, while submitting that the offences alleged against the petitioner are serious in nature, therefore, the petitioner is not entitled to grant of regular bail.

I have heard learned counsel for the parties.

Since, the trial is likely to take some time and in view of the facts that the petitioner herein has been in custody since 24.10.2017 and that no specific role or injury has been attributed to him, no useful purpose would be served in keeping the petitioner behind bars. At this stage, without commenting on the merits of the case, the instant petition is allowed and the petitioner is directed to be released on regular bail on execution of adequate personal bond and surety bond to the satisfaction of concerned trial Court/Duty Magistrate.

November 29, 2017

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(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No