

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

CRM M-45175 of 2017.

Date of decision:06.12.2017.

Mohit Kamboj

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. Gursimranjit Singh, Advocate,
for the petitioner.

Ms. Anju Arora, Addl. AG Punjab.

Jitendra Chauhan, J. (Oral)

The present petition has been filed under Section 439 Cr.P.C seeking bail in case FIR No.120 dated 06.07.2016 registered under Sections 420, 467, 468, 471 and 120-B IPC at Police Station Division No.4, Ludhiana.

Learned counsel for the petitioner contends that the the petitioner has been falsely implicated in the present case. The case of the petitioner is at par with co-accused, Narinder Kumar, who has been admitted to bail by this Court vide Annexure P-3. It is further contended that the petitioner is in custody since 07.07.2016. It is further contended that the prosecution witnesses are not appearing in the trial Court despite issuance ofailable warrants.

On the other hand, the learned State counsel opposes the bail application. However, she fairly admits the fact that case of the petitioner is at par with co-accused Narinder Kumar.

Heard.

Considering the fact that the challan stands already presented; the petitioner is in custody since 07.07.2016 the case of the petitioner is at par with co-accused Narinder Kumar, who has been admitted to bail by this Court, the prosecution witnesses are not appearing despite issuance ofailable warrants. In view of the conduct of PWs, uncertainty has descended on the conclusion of the trial, so, without commenting on the merits of the case, this petition is allowed. The petitioner be admitted to bail during the pendency of trial, on his furnishing bail bonds and surety bonds to the satisfaction of trial Court/duty Magistrate concerned.

Anything said herein above shall not be construed as an expression of opinion on the merits of the case.

06.12.2017.

SN

(JITENDRA CHAUHAN)
JUDGE

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