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IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-6725 of 2017 (O&M)
Date of decision: July 05, 2017

Ravinder Singh

.....Applicant-Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE A.B. CHAUDHARI

Present: Mr. Bhupinder Ghai, Advocate for the applicant-petitioner.

Mr. Ramandeep Sandhu, Sr. DAG Punjab.

Mr. Ashok Giri, Advocate for the complainant.

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A.B. CHAUDHARI, J (Oral)

CRM No.20270 of 2017

Heard.

Application is allowed as prayed for subject to all just exceptions.

CRM No.20271 of 2017

Heard.

Application is allowed and Annexures P-4 and P-5 are taken on record.

CRM-M-6725 of 2017

Heard learned counsel for the rival parties.

Petitioner seeks grant of regular bail in FIR No.161 dated 25.09.2015, under Sections 420, 382, 323, 506, 120-B of the Indian Penal Code, 1860, registered at Police Station Morinda, District

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Chandigarh

Rupnagar. The petitioner was arrested and is in jail as under trial.

Learned counsel the complainant vehemently opposed the petition for regular bail. He submits that the petitioner is a regular offender in cheating. According to him, the petitioner indulge in agreeing to sale the same property to other persons violating the agreement with the complainant. He further submits that there are other FIRs against the petitioner of the same nature, which statement has been straightly refuted by the learned counsel for the petitioner.

Challan has admittedly been filed. The case is triable by the Magistrate, which will take its own time for conclusion of the trial. In that view of the matter, since the petitioner has been already in jail for over a period of one year, I do not think, it it necessary to continue him as under trial.

In that view of the matter, this petition is allowed. Petitioner is ordered to be released on bail to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate concerned. Petitioner shall file an undertaking before the trial Court that he will not indulge in similar or any other kind of offences in future. Petitioner shall not tamper, influence and threaten the prosecution witnesses and complainant as well.

(A.B. CHAUDHARI)
JUDGE

July 05, 2017
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Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No

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