

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-13639-2018

Date of decision: 16.04.2018

Gurjant Singh

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. M.K. Singla, Advocate
for the petitioner.

Mr. Abhay Pal Singh Gill, AAG, Punjab.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of regular bail in FIR No.1 dated 24.01.2018 under Sections 420, 465, 467, 471, 120-B IPC, registered at Police Station NRI Sangrur, District Sangrur.

Learned counsel for the petitioner submits that as per the allegations in the FIR, petitioner is a witness to Special Power of Attorney dated 19.04.2005. Counsel for the petitioner further submits that co-accused Gurdeep Singh, who has sold the land on the basis of this Special Power of Attorney, has already been granted the concession of anticipatory bail vide order dated 27.03.2018 passed in CRM-M-12763-2018. It is further submitted that co-accused Gurdeep Singh has already deposited an amount of Rs.3 lacs against Rs.1.50 lacs, for which the property was sold by him. It is also submitted that the petitioner is in judicial lockup since 27.01.2018, he is not required for any further investigation and the offences are triable by the Court of Magistrate.

Learned State counsel, on instructions from ASI Varinder Kumar, has opposed the prayer for bail on the ground that the petitioner is Numberdar of the village and he has identified the person who has executed the Special Power of Attorney.

Without commenting anything on merits of the case, considering the fact that the petitioner is in judicial lockup since 27.01.2018 and is not required for any further investigation; offences are triable by the Court of Magistrate; co-accused Gurdeep Singh has been granted the concession of interim bail and has deposited an amount of Rs.3 lacs before the Illaqa Magistrate, this petition is allowed and the petitioner is directed to be released on bail subject to furnishing his bail/surety bond to the satisfaction of the trial Court/Illaqa Magistrate/Duty Magistrate.

Petition is disposed of.

[ARVIND SINGH SANGWAN]
JUDGE

16.04.2018
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Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No