

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-15548-2018

Date of decision: 26.04.2018

Sukhwinder Singh

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

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

Ms. Samina Dhir, DAG, 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 the petitioner is an attesting witness to Special Power of Attorney dated 19.04.2005. It is further submitted that co-accused of the petitioner namely Gurjant Singh has already been granted the concession of regular bail vide order dated 16.04.2018 passed in CRM-M-13639-2018 and another co-accused namely Gurdeep Singh, who had sold the land of his mother on the basis of aforesaid Special Power of Attorney, has been granted the concession of anticipatory bail vide order dated 27.03.2018 passed in CRM-M-12763-2018 and has already deposited an amount of Rs.3.00 lacs as against Rs.1.50 lacs, for which he has sold the

property.

Learned counsel for the petitioner further submits that the petitioner is in judicial lockup since 08.03.2018, challan has been presented and the offences are triable by the Court of Magistrate.

Learned State counsel, on instructions from ASI Varinder Kumar, has however submitted that the petitioner has identified a wrong person, while witnessing the Special Power of Attorney.

Without commenting anything on merits of the case, considering the fact that the petitioner is in judicial lockup since 08.03.2018; offences are triable by the Court of Magistrate; co-accused Gurjant Singh has already been granted the concession of regular bail by this Court and another co-accused Gurdeep Singh has been granted the concession of anticipatory bail subject to deposit of Rs.3.00 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

26.04.2018

vishnu

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No