

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

CRM-M No.18525 of 2018

Date of Decision: 23.10.2018

Nirbhai Singh

....Petitioner

Versus

State of Punjab

....Respondent

BEFORE :- HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present:- Ms. Manpreet Ghuman, Advocate
for the petitioner.

Mr. Amit Mehta, Sr. D.A.G., Punjab.

DAYA CHAUDHARY, J.

Petitioner, namely, Nirbhai Singh has filed the present petition under Section 439 Cr.P.C for grant of regular bail to him in case FIR No.190 dated 03.07.2017 registered under Sections 419, 420, 467, 468, 471 and 120-B IPC at Police Station City Barnala, District Barnala.

Learned counsel for the petitioner submits that the petitioner was working as a Computer Operator at Farad Sewa Kender, Dhanaula and has falsely been implicated in the case. He further submits that the petitioner is in custody since 30.10.2017. Challan has been presented and charges have been framed. There are total 33 prosecution witnesses as nominated in the report under Section 173 Cr.P.C. The trial may take long time to conclude and no useful purpose would be served by keeping the petitioner behind bars. The offence is triable by the Magistrate. Learned counsel also submits that co-accused of the petitioner, namely,

Joginder Singh has been released on regular bail vide order dated 30.01.2018 passed in **CRM-M No.47967 of 2017**.

Learned State counsel has not disputed the custody period and the stage of trial.

Heard the arguments of learned counsel for the parties and have also perused the contents of the FIR as well as other documents available on the file.

By considering that the petitioner is in custody since 30.10.2017; the stage of trial as challan has been presented; the petitioner is no more required; co-accused, namely, Joginder Singh has been released on regular bail; the offence is triable by the Magistrate; the trial may take some time to conclude and no useful purpose would be served by keeping the petitioner behind bars, the present petition is allowed and petitioner, namely, Nirbhai Singh is directed to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the trial Court.

(DAYA CHAUDHARY)
JUDGE

23.10.2018
gurpreet

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No