

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

Crl. Misc. No.M-23021 of 2018

Date of Decision: 01.06.2018

Mandeep Singh

....Petitioner

Versus

State of Punjab

....Respondent

BEFORE :- HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present:- Mr. Vivek K. Thakur, Advocate
for the petitioner.

Mr. Hittan Nehra, Addl. A.G., Punjab.

DAYA CHAUDHARY, J. (ORAL)

This petition has been filed under Section 439 Cr.P.C for grant of regular bail to the petitioner in case FIR No.440 dated 25.12.2017 registered under Section 61 of the Punjab Excise Act and Sections 420, 465, 468, 471 of IPC and Sections 103, 104 of Trademark Act at Police Station Zirakpur, District SAS Nagar (Mohali).

Learned counsel for the petitioner submits that the petitioner has falsely been implicated in the case. He further submits that the petitioner is in custody from last more than five months. Investigation of the case has been completed and petitioner is no more required as challan has been presented. Even the FSL report has not been received and charges have not been framed. The trial may take long time to conclude. Learned counsel also submits that the offence is triable by the Magistrate.

Learned State counsel has opposed the submissions made by

learned counsel for the petitioner.

By considering the submissions made by learned counsel for the petitioner that the petitioner is in custody from last more than five months and also the fact that FSL report has not been received so far; the offence is triable by the Magistrate and only the challan has been presented; the trial may take long time to conclude and no purpose would be served by keeping him in custody, the present petition is allowed and the petitioner is directed to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the trial Court.

01.06.2018

gurpreet

**(DAYA CHAUDHARY)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No