

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-24531-2017 (O&M)
Date of decision: 12.01.2018

Jagtar Singh

... Petitioner

Vs.

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Harinder Pal Singh, Advocate for
Mr. G.S. Nahel, Advocate
for the petitioner.

Ms. Harpreet Kaur, AAG, Haryana.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of regular bail in FIR No.281 dated 08.10.2015 under Sections 406, 420, 120-B IPC, registered at Police Station Pinjore, District Panchkula.

Learned counsel for the petitioner submits that co-accused Jagtar Singh son of Sh. Sohan Singh has been granted bail by this Court vide order dated 17.11.2017 passed in CRM-M-42407-2017. Counsel for the petitioner further submits that the petitioner is in judicial lockup since 03.05.2017; the offences are triable by the Court of Magistrate; investigation is complete and challan has been presented. It is further submitted that the petitioner is no more required for custodial interrogation.

Counsel for the petitioner has further submitted that the prosecution evidence has not started and it will take long time in conclusion of the trial.

Learned State counsel, on instructions from HC Pardeep Kumar, has opposed the bail on the ground that the petitioner is the main accused and the complainant has transferred the money in the account of the petitioner by way of RTGS, however, has not disputed the factual position of investigation of the case.

Without commenting anything on merits of the case, considering the fact that the offences are triable by the Court of Magistrate and investigation is complete, no purpose will be served in keeping the petitioner in judicial lockup, as conclusion of the trial will take long time, 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/Illaq Magistrate.

However, it will be open for the prosecution to apply for cancellation of bail, if the petitioner is found involved misusing the concession of bail, in any manner.

Petition is disposed of.

[ARVIND SINGH SANGWAN]
JUDGE

12.01.2018
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Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No