

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

**CRM-M-28330-2018 (O&M)**

**Date of decision : 6.12.2018**

**Gurnam Singh**

**..... Petitioner**

**Versus**

**State of Punjab**

**..... Respondent**

**CORAM : HON'BLE MR. JUSTICE KULDIP SINGH**

Present:- Mr. Pratham Sethi, Advocate for the petitioner.

Mr. Karanbir Singh, AAG, Punjab.

1. *Whether the Reporters of local newspaper may be allowed to see the judgment ?*
2. *To be referred to the Reporter or not.*
3. *Whether the judgment should be reported in the digest ?*

**KULDIP SINGH J. (ORAL)**

This is a petition filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No. 33 dated 21.2.2018 under Sections 406, 420, 120-B of the Indian Penal Code registered at Police Station Dera Bassi, District SAS Nagar (Annexure P-1).

Report of the Sub Divisional Judicial Magistrate, Dera Bassi dated 28.11.2018 has been received. Learned Magistrate has reported that bail was granted under Section 437(6) of the Code of Criminal Procedure as the trial was not concluded in 60 days. In application moved by the accused, during the pendency of the bail application before this Court this fact was not disclosed.

Learned counsel for the petitioner submits that it was due to the fault of the counsel that the said fact was not disclosed.

Apparently, there is no fault in the order passed by learned Sub Divisional Magistrate, Dera Bassi. However, there is a concealment on the part of the petitioner in not disclosing the pendency of the bail application before this Court.

As such present petition is disposed of and the petitioner is burdened with cost of Rs. 10,000/- to be deposited before the District Legal Service Authority, Mohali.

Disposed of.

(KULDIP SINGH)  
JUDGE

6.12.2018  
*preeti*

|                             |     |
|-----------------------------|-----|
| Whether speaking / reasoned | Yes |
| Whether Reportable:         | No  |