

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Criminal Misc. No. M-29388-2018

Date of Decision: 24.08.2018

Mahavir Singh

.. Petitioner

Vs.

State of Punjab

..Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Sant Pal Singh Sidhu, Advocate for the petitioner.

Ms. Monika Jalota, DAG, Punjab.

Mr. Bikramjeet Singh Jatana, Advocate for the complainant.

...

Inderjit Singh, J.

Petitioner Mahavir Singh has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.09 dated 15.01.2018, registered at Police Station Cantt. Ferozepur, District Ferozepur, under Sections 420, 465, 467, 468, 471 and 120-B of Indian Penal Code.

Notice of motion has been issued.

Learned State counsel and counsel for the complainant have appeared and contested the instant petition.

I have heard learned counsel for the parties as well as learned State counsel and gone through the record.

As per prosecution version, sale deed of property was executed by Mahal Singh impersonating Gurmeet Singh @ Swaran Singh, who was the real owner of the land.

The present petitioner Mahavir Singh, who is the son of

witness nor there was any allegation regarding impersonation.

As per the allegation in the FIR, ₹4,90,000/- had been deposited in the account of the present petitioner, which was the sale consideration.

At the time of arguments, learned State counsel states that during investigation, it has been found that amount of ₹26,00,000/- has been deposited in the account of Mahal Singh.

The petitioner has been in custody since 22.01.2018. He is not required for any investigation or interrogation purposes as he is in judicial custody. The offences are triable by the Judicial Magistrate, 1st Class. The trial of the case will take long time. No useful purpose will be served by keeping the petitioner in custody till the final disposal of the case.

Keeping in view the facts and circumstances of the present case; without discussing the facts in minute detail and without expressing any opinion on the merits of the case, this criminal miscellaneous petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing personal bonds in the sum of ₹50,000/- with one surety in the like amount to the satisfaction of the trial Court/Duty Magistrate.

24.08.2018
Jasmine Kaur

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
No