

CRM-M-1659-2019 (O&M)
Date of decision:01.02.2019

Sonu @ Surinder

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present: Mr. Dhawaljeet Dutta, Advocate
for the petitioner.

Mr. Rajat Bansal, AAG, Punjab.

RAJBIR SEHRAWAT, J. (ORAL)

Prayer in this petition filed under Section 439 of Cr.P.C. is for grant of bail pending trial in case FIR No.219 dated 26.09.2018 under Sections 420, 467, 468, 120-B of IPC, registered at Police Station Civil Lines Batala, District Gurdaspur.

Learned counsel for the petitioner contends that the case against the petitioner is totally concocted. Even if the story of the complainant is taken to be correct, then also the alleged document of purchase of tractor from the complainant was signed by Ranjit Masih and not the present petitioner. It is further contended that the tractor has now been recovered from Ranjit Masih only. Still further, it is contended by the counsel for the petitioner that the petitioner is in custody since 17.12.2018. Challan has already been filed in this case and he is not required for any investigation purposes. The trial shall take a long time.

On the other hand, learned State counsel, being instructed by SI Balwinder Singh, submits that the petitioner was actively involved in the conspiracy as to purchase the tractor from the complainant. However, it is

not disputed that the document of purchase of tractor from the complainant was signed by Ranjit Masih and the recovery is also effected from said Ranjit Masih only.

In view of the above, but without expressing any further opinion on the merits of the case, the present petition is allowed. The petitioner is ordered to be released on bail pending trial subject to his furnishing bail bonds/surety to the satisfaction of the Trial Court/Duty Magistrate, concerned.

(RAJBIR SEHRAWAT)
JUDGE

01.02.2019

Hemlata

Whether speaking/reasoned
Whether reportable

Yes / No
Yes / No