

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

CRM-M-3556-2019 (O&M)

Date of decision:30.01.2019

Bhanu Partap Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present: Mr. Onkar Singh, Advocate
 for the petitioner.

Mr. Sarabjit Singh Cheema, 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.57 dated 09.09.2018 under Section 420 IPC, registered at Police Station Division No.1, Pathankot, District Pathankot.

Learned counsel for the petitioner contends that the case against the petitioner is totally concocted; for political reason, because the petitioner belongs to the main opposition party in the State. The case is triable by the Magistrate. Charge has already been framed and two witnesses have also been examined in this case. The petitioner is in custody since 05.06.2018 and he is not required for any investigation purposes.

On the other hand, learned State counsel submits that the petitioner is habitual offender, who is involved in cheating the common people. However, it is not disputed by the learned State counsel that only two witnesses have been examined, out of total 10 witnesses.

In view 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

30.01.2019
Hemlata

Whether speaking/reasoned	Yes / No
Whether reportable	Yes / No