

221 IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

CRM-M-4059-2019 (O&M)

Date of decision:05.02.2019

Tahir Mahmood ...Petitioner

Versus

State of U.T., Chandigarh ...Respondent

**CORAM: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT**

Present: Mr. Rahil Mahajan, Advocate, for the petitioner.

Mr. Amit Kumar Goyal, APP. for U.T., Chandigarh.

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**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.155 dated 12.05.2018 under Sections 420, 467, 468, 471 and 120-B of IPC, registered at Police Station Sector-17, Chandigarh.

It is contended by learned counsel for the petitioner that even as per the case of prosecution, the allegation against the petitioner is that he was having copy of one forged cheque, which was prepared by the main accused-Rajinder Singh. However, the petitioner is not beneficiary of any transaction through any alleged cheque or otherwise through the main accused-Rajinder Singh. Still further, it is contended by the learned counsel for the petitioner that challan has already been filed in this case. The petitioner is in custody since 13.05.2018 and he is not required for any investigation purposes. It is further submitted that there is no other case against the petitioner. The trial shall take a long time.

On the other hand, learned counsel for the U.T, being instructed by SI Kuldeep Singh, submits that the petitioner is involved in heinous economic offence. Therefore, he does not deserve to be released on bail.

However, it is not disputed by learned counsel for the U.T. that challan has

already been filed in this case. Charges have been framed and that the petitioner is in custody since 13.05.2018. It is also not disputed that there is no other case against the petitioner.

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

05.02.2019

Hemlata

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|---------------------------|----------|
| Whether speaking/reasoned | Yes / No |
| Whether reportable        | Yes / No |