

205 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-4763-2019

Date of decision-12.07.2019

Nirmal Singh

....Petitioner

Vs.

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Prateek Gupta, Advocate for
Mr. Joban Singh , Advocate for the petitioner.

Mr. Hittan Nehra, Addl.AG, Punjab assisted by
ASI Dilbag.

MANOJ BAJAJ, J.

Petitioner-Nirmal Singh has prayed for grant of regular bail in case FIR No.13 dated 09.04.2015 under Sections 419, 420, 465, 467, 468, 471 and 120-B of Indian Penal Code registered at Police Station NRI Moga, District Moga.

The FIR was registered on the complaint of Harinder Singh Sandhu and Gian Inder Singh, both brothers with the allegations that land measuring 13 kanals 15 marlas owned by one Gangi mortgaged with great maternal grandfather of complainant, came in possession of complainant as mortgagee. Nirmal Singh (petitioner) was also mortgagee in some part of the said land and he in conspiracy produced one Dalip Kaur as Gangi and got registered the sale deeds in favour of his wife Rachhpal Kaur and other close relatives. Gangi was stated to have died 50 years ago without any legal heir. According to complainant, the accused committed the offences of cheating

and forgery.

Learned counsel for the petitioner contends that the petitioner has been falsely implicated in the present case and he is in custody since 10.01.2019 and the trial is likely to take some time and no useful purpose would be served by keeping the petitioner behind bars.

On the other hand, learned State counsel, assisted by ASI Dilbag has opposed the bail application. It is apprised that challan in the case has been filed on 22.02.2019 and charges are yet to be framed.

Considering the above background, nature of the trial, i.e. triable by Magistrate and stage of the same which is likely to consume time, this Court does not find any reason to further detain the petitioner. Therefore, without meaning any expression of opinion on the merits of the case, it is ordered that the petitioner be released on regular bail subject to his furnishing requisite bail bonds and surety bonds to the satisfaction of the trial Court, Moga.

The petition is allowed.

(MANOJ BAJAJ)
JUDGE

12.07.2019
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Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No