

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

**CRM-M No.5986 of 2019 (O&M)
Date of decision : 15.02.2019**

Karambir Singh

..... Petitioner

versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. Harpinder Singh, Advocate
 for Mr. Vikram Anand, Advocate
 for the petitioner.

Ms.Amarjit Kaur Khurana, DAG, Punjab.

AJAY TEWARI, J. (Oral)

This petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case F.I.R. No.28 dated 17.10.2008 registered under Sections 420/467/468/471/120-B IPC and Section 13 (1) (d) read with Section 13(2) of Prevention of Corruption Act at Police Station Vigilance Bureau, Amritsar, Punjab.

The allegations against the petitioner who was a Draftsman at that time had connived with Kewal Krishan Sharma and facilitated him encroaching on 87 sq. yds. of municipal land.

Counsel for the petitioner has argued that the incident pertains to the year 2003. The petitioner left the job and went abroad in the year 2006 and the FIR was registered in the year 2008 and the main accused

Kewal Krishan Sharma and all the other co-accused stand acquitted. He

further states that the petitioner has now been in custody for more than 1 month.

Custody certificate dated 15.02.2019 filed by way of affidavit of Rajiv Kumar Arora, Deputy Superintendent, Central Jail, Amritsar on behalf of State is taken on record. Copy supplied to the counsel opposite. As per the custody certificate the petitioner has undergone 01 month and 18 days of custody.

Learned State counsel on instructions from Inspector Shamsheer Singh has accepted this fact.

In my considered opinion, keeping in view the nature of allegations made against the petitioner and the period of incarceration already suffered by the petitioner and without going into the merits of the case, I deem it appropriate to release the petitioner on regular bail to the satisfaction of the concerned CJM/Illaq Magistrate/Duty Magistrate.

Ordered accordingly.

Petition stands allowed.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

15.02.2019

pooja sharma-I

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned

Yes/No

Whether Reportable :

Yes/No