

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

223

CRM-M-11693-2019 (O&M)
Date of Decision :19.3.2019

Bhanu Partap Singh

....Petitioner

vs.

State of Punjab

....Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present: Mr. Onkar Singh, 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 FIR No.64 dated 6.10.2018 registered under Sections 406 and 420 IPC, 1860 at police station Division No.1, Pathankot, District Pathankot.

The allegation against the petitioner was that he had duped the complainant of Rs.80,000/- by promising job in MES.

Custody certificate dated 18.3.2019 by way of affidavit of Balwinder Singh, PPS, Deputy Superintendent Sub Jail, Pathankot has been filed on behalf of the respondent-State, the same is taken on record. Copy has been supplied to the opposite counsel. As per the custody certificate the applicant has been in custody for 4 months and 26 days.

Counsel for the petitioner states that on the issue of incarceration the petitioner is entitled to bail.

Learned DAG points out that as per the custody certificate the petitioner is accused in numerous cases and is not on bail in many of them, though in some cases he has been released on bail.

Be that as it may. Without commenting on the merits of the case, keeping in view the above facts and the period of incarceration already suffered by the petitioner, I deem it appropriate to grant regular bail to the petitioner. Ordered accordingly, Bail to the satisfaction of the concerned Trial Court/Duty Magistrate. *However, it is made clear that in case he does not submit the bail bonds pursuant to today's order he would not be able to count the period beyond today as custody in the present case.*

Petition stands allowed with the abovesaid observation.

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

19.3.2019
anuradha

(AJAY TEWARI)
JUDGE

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