

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

CRM-M-18750-2019 (O&M)

Date of decision : 16.05.2019

Lachman Singh and another

...Petitioners

Versus

State of Punjab

...Respondent

**CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL**

Present: Mr. Parvesh Sachdeva, Advocate for the petitioners.

Mr. Bhupender Beniwal, AAG, Punjab.

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**ANIL KSHETARPAL, J. (ORAL)**

Prayer in the petition is to grant regular bail to the petitioners in FIR No.189 dated 21.09.2015 registered under Sections 420, 120-B of the Indian Penal Code, at Police Station Sadar Fazilka, District Fazilka.

Learned counsel for the petitioners contends that the petitioners are in custody since 06.08.2018 i.e. for a period of more than 8 months. He further submits that the case is triable by the Magistrate and the conclusion of the trial is likely to take time. He further contends that the petitioners have been falsely implicated in the case.

On the other hand, learned counsel appearing on behalf of the State, on instructions from SI Amarjit Singh, has submitted that the petitioners initially did not appear and challan was presented in absence of the petitioners accused. He further submitted that the petitioners are likely to

abscond.

This Court has considered the respective submissions of the learned counsel for the parties and with their able assistance gone through the documents filed in the paper book.

Although, allegations against the petitioners are serious, however, the petitioners are in custody for more than 8 months in case triable by the Magistrate.

Without commenting on the merits of the case and keeping in view the fact that petitioners are in custody for more than 8 months in case triable by the Magistrate and the trial of the case is likely to take a long time, the petitioners are directed to be released on bail on their furnishing bail bonds/surety bonds to the satisfaction of the trial Court/Duty Magistrate, District Fazilka.

Accordingly, the present petition is allowed.

**16.05.2019**

*Pawan*

**(ANIL KSHETARPAL)  
JUDGE**

**Whether speaking/reasoned:-                      Yes/No**

**Whether reportable:-                                      Yes/No**