

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

**Criminal Misc. No. M-39764 of 2018
Date of decision: 27.02.2019**

Ravi Partap Singh

..Petitioner

Versus

State of Punjab and another

..Respondent

CORAM: HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present: Mr. R.S. Sidhu, Advocate
for the petitioner.

Ms. Bhavna Gupta, DAG, Punjab
for the respondent-State.

Mr. N.K. Awasthi, Advocate for
Mr. D.K. Sharma, Advocate
for the complainant.

Daya Chaudhary, J. (Oral)

The present petition has been filed by the petitioner under Section 439 Cr.P.C. for grant of regular bail to him in case FIR No.32 dated 03.03.2018 registered under Section 420 IPC (Sections 467, 468, 471 IPC were added later on) at Police Station City, Sri Muktsar Sahib.

Learned counsel for the petitioner submits that the petitioner is a bonafide purchaser of vehicle in dispute, which has further been sold to one Gursewak Singh. During pendency of proceedings, a compromise has been arrived at between petitioner and the complainant and the complainant has no objection in releasing the petitioner on regular bail. The petitioner is in custody since 18.05.2018 and out of total 27 prosecution witnesses, even a single witness has not been examined so far. Trial may take time to conclude and no purpose would be served by keeping the petitioner in custody.

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Learned State counsel has not disputed the custody period as well as stage of trial.

Learned counsel for the complainant has also affirmed the factum of compromise arrived at between the petitioner and complainant.

Heard arguments of learned counsel for the petitioner as well as learned State counsel and have also perused the contents of the FIR and other documents available on the file.

By considering the fact that the petitioner is in custody since 18.05.2018 and compromise has been arrived at between the petitioner and complainant; question of influencing the witnesses especially the complainant does not arise as he has no objection in releasing the petitioner on regular bail; offence is triable by the Magistrate, the present petition is allowed and the petitioner (Ravi Partap Singh) is directed to be released on regular bail subject to his furnishing bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate.

27.02.2019
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(DAYA CHAUDHARY)
JUDGE

Whether speaking/reasoned Yes

Whether Reportable No