

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

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**CRM-M No.19280 of 2019.
Date of Decision: 03.05.2019.**

Raj Rishi Guha

....Petitioner.

Versus

State of Punjab

....Respondent.

CORAM: HON'BLE MR. JUSTICE SHEKHER DHAWAN

Present: Mr. Deepak Sharma, Advocate for the petitioner.

Mr. Rajat Bansal, Assistant Advocate General, Punjab.

Shekher Dhawan, J.

Present petition under Section 439 of the Criminal Procedure Code has been filed for grant of regular bail to the petitioner in case F.I.R. No.54 dated 24.04.2015 under Sections 420, 463, 464, 465, 468, 474, 120-B of the Indian Penal Code, registered at Police Station Division No.2, Pathankot.

Learned counsel representing the petitioner contended that the petitioner has been falsely implicated in this case and is in custody since 28.06.2016 and trial of the case still to take some more time and no useful purpose would be served by detaining the petitioner behind the bars. Moreso, all the offences alleged against the petitioner are triable by the Court of Magistrate, so the petitioner be released on bail.

Learned State counsel opposed the prayer for bail on the ground that there are two more cases under Section 420 IPC and other provisions for cheating and forgery against the petitioner and his earlier conduct was to the extent that he was proclaimed offender. However, learned State counsel affirmed the period of detention of the petitioner in this case.

At this stage, without commenting anything on the merits of the case, which may not cause prejudice to any of the party and taking into consideration the fact that the petitioner is in custody since 28.06.2016; trial of the case still to take some more time and no useful purpose would be served by detaining the petitioner behind the bar any more, the present petition is allowed. Petitioner-Raj Rishi Guha is ordered to be admitted to regular bail on his furnishing adequate bail bond and surety bond to the satisfaction of concerned learned trial Judge/ Chief Judicial Magistrate/ Duty Magistrate.

(SHEKHER DHAWAN)
JUDGE

03.05.2019
jitender

Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No