

CRM-M-21641-2019

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

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Date of Decision: 20.05.2019

Bhagwan Dass @ Tony

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

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

Ms. Monika Jalota, DAG, Punjab.

INDERJIT SINGH, J. (Oral)

Petitioner has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.154 dated 13.06.2015, registered at Police Station Kotwali Bathinda, District Bathinda, under Sections 420, 465, 467, 468, 471 and 120-B of the Indian Penal Code.

Notice of motion has been issued. Learned State counsel has appeared and contested the instant petition.

I have heard learned counsel for the petitioner as well as learned State counsel and gone through the record.

As per the prosecution version, allegation against the present petitioner is that he has taken the loan, alongwith his wife, from

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the bank after getting the property of complainant mortgaged. However, the petitioner has not repaid the loan amount and when proceedings in respect of mortgaged property of husband of complainant, who was guarantor No.2 for the said loan, were initiated, he committed suicide and qua that, another FIR was registered.

All the offences are triable by the Judicial Magistrate Ist Class. Challan against the petitioner has not been presented so far. Moreover, he is in custody since 29.03.2019. He is not required for any investigation or interrogation purposes as he is in judicial custody. The trial of case may take a long time. No useful purpose will be served by keeping the petitioner in custody till the final disposal of the case.

Keeping in view the facts and circumstances of the present case; without discussing the facts in minute detail and without expressing any opinion on the merits of the case, this criminal miscellaneous petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing personal bonds in the sum of Rs.50,000/- with one surety in the like amount to the satisfaction of the trial Court/Duty Magistrate.

20.05.2019

parveen kumar

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned	:	Yes
Whether reportable	:	No