

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

219

CRM-M-22086-2019.

Date of Decision: 20.05.2019.

Jagir Singh

....Petitioner.

Versus

State of Punjab

....Respondent.

CORAM: HON'BLE MR. JUSTICE SHEKHER DHAWAN

Present: Mr. Ritesh Pandey, Advocate for the petitioner.

Mr. Ajay Pal Singh Gill, Deputy Advocate General, Punjab.

Shekher Dhawan, J.

Present petition under Section 439 of the Criminal Procedure Code is for grant of regular bail to petitioner Jagir Singh son of Shangara Singh, who is facing trial in case F.I.R. No.72 dated 18.05.2017 under Sections 420, 406, 120-B of the Indian Penal Code, registered at Police Station Dhariwal, District Gurdaspur.

Learned counsel representing petitioner contended that the petitioner is in custody since 23.04.2019 and the offences, alleged against the petitioner, are triable by the Court of Magistrate, trial of the case still to take some more time and no useful purpose would be served by detaining the petitioner behind the bars, so he be released on bail.

Custody certificate filed by learned State counsel is taken on record.

Learned State counsel opposed the prayer for bail on the ground that conduct of the petitioner does not make out a case for release of petitioner on bail as he was declared proclaimed offender on 16.03.2019.

At this stage, without commenting anything on the merits of the case, which may not cause prejudice to any of the party at a later stage, but taking the above facts into consideration and the fact the petitioner is in custody since 23.04.2019, the offences, alleged against the petitioner, are triable by the Court of Magistrate; trial of the case still to some more time and no useful purpose would be served by detaining the petitioner behind the bars, the present petition is allowed. Petitioner—Jagir Singh, 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

20.05.2019

jitender

Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No