

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND HARYANA
AT CHANDIGARH

224)

Crl. Misc. No.M-41031 of 2019(O&M)

Date of Decision: 03.12.2019

Malkiat Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present:- Mr. Tarun Sharma, Advocate, for the petitioner.
Mr. B.S. Sewak, Addl. Advocate General, Punjab

Amol Rattan Singh, J. (Oral)

By this petition, filed under the provisions of Section 439 of the Cr.P.C., the petitioner seeks the concession of 'regular bail'.

Learned counsel for the petitioner relies upon two orders of this Court (one of a coordinate Bench and one of this Bench), dated 15.01.2019 and 03.09.2019, admitting the co-accused of the petitioner, Jaswinder singh and Mukhtiar Singh, to bail.

He further submits that the case of the petitioner is no different from the said two persons, with learned State counsel, on instructions from ASI Darshan Lal, also not having denied the said fact.

It is to be noticed that Jaswinder Singh (co-accused) was ordered to be admitted to bail on 15.01.2019, with it having been recorded in that order that he was only an employee of the company and could not be stated to be the beneficiary of the amounts invested in the company, with him stated to be the Manager of the companys' branch at Jallalabad. The present petitioner is stated to be the Branch Manager at Gurharsahai.

The petitioner having been in custody for slightly less than 5 months, with the trial still at the stage of framing of a charge and it not being denied that the case of the petitioner is no different from the aforesaid two persons, without making any comment on the actual merits of the case for or against the petitioner, I consider it appropriate to admit the petitioner to bail during the pendency of the trial.

Consequently, this petition is allowed. The petitioner would be enlarged on bail, upon his furnishing adequate bail and surety bonds to the satisfaction of the trial Court.

03.12.2019
vcgarg

(Amol Rattan Singh)
Judge

Whether reasoned/speaking: Yes
Whether reportable: No