

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH.

106

CRM-M-43125 of 2019

Date of decision:16.11.2019

Sarabjit Singh

... Petitioner

versus

State of UT, Chandigarh

... Respondent

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH.

Present: Mr.H.P.S.Ghuman, Advocate,
for the petitioner
Ms.Ashima Mor, APP, UT, Chandigarh
...

AMOL RATTAN SINGH, J. (Oral)

By this petition, the petitioner seeks the concession of bail in terms of the provisions of Section 439 of the Cr.P.C.

On 8.11.2019, the following order had been passed:-

“Learned counsel for the U.T. Chandigarh having requested for an adjournment on the last date of hearing, today he is not present, as the turn of the case has come up well after 4.00 p.m.; though ASI Manoj Kumar from Police Post Sector-45, Chandigarh is present in court and has stated that he has brought the documents concerned. However, to enable the learned Addl.P.P., U.T., Chandigarh, to address arguments, adjourned to 14.11.2019.

To be shown in the urgent motion list.”

Today, Ms.Ashima Mor, learned APP, UT, Chandigarh, submits that the petitioner is one of the guarantors to the loan agreement entered

into between the prime accused, Tarun Kumar, and the complainant.

Upon query, however, she submits that so far at least it has not been determined as to whether the petitioner was a beneficiary to the loans stated to have been taken by Tarun Kumar, upon using the same loan documents before different companies.

That being so, without making any comment on the actual merits of the case for or against the petitioner, which would be naturally matter of evidence to be gathered by the investigating agency and led before the trial Court, the petition is allowed and the petitioner is ordered to be admitted to bail to the satisfaction of the learned trial Court.

16.11.2019
pk

(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes
No