

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

**CRM-M-9815-2019 (O&M)
Date of Decision : 12.02.2020**

Sarabjit Singh @ Sabbi Petitioner
Versus

State of Punjab Respondent

CORAM : HON'BLE MR. JUSTICE RAMENDRA JAIN

Present : Mr. A.D.S.Sukhija, Advocate
for Mr. Komalpaul Singh Sandhu, Advocate
for the petitioner.

Mr. Bhupinder Beniwal, AAG, Punjab.

RAMENDRA JAIN, J. (Oral)

Through instant petition under Section 439 Cr.P.C. prayer has been made for grant of regular bail to the petitioner in a case arising from FIR No.08 dated 06.02.2018, registered under Sections 36(1), 36 (3) of Punjab Apartment and Property Regulation Act, 1995 and 420, 465, 467, 468, 471, 201, 120-B IPC, at Police Station Satnampura, Phagwara.

According to prosecution, co-accused of petitioner namely Harnek Singh carved a residential colony without obtaining requisite licence from the Town and Country Planning Department. To attract the customers and promote their colony, they prepared 32 fake agreements showing fictitious sale of 32 plots

Learned counsel contends that no customer came before the police complaining that he was ever cheated by petitioner or his co-accused for any money till date. The petitioner is innocent.

Complainant has also granted approval to petitioner and his co-accused to carve out colony. The petitioner has not committed any crime. He is in custody since 06.05.2018. Conclusion of trial may take a sufficient long time. No useful purpose would be served by detaining the petitioner any more in jail.

On the other hand, learned State counsel vehemently opposed the grant of regular bail to the petitioner.

Considering overall facts and circumstances, but without expressing any opinion on the merits of the case, the petition is allowed. Consequently, petitioner Sarabjit Singh @ Sabbi is ordered to be released on bail during pendency of trial, if not required in any other case, on his furnishing bail bonds and surety bonds to the satisfaction of Trial Court/Duty Magistrate concerned.

12.02.2020
mamta

(RAMENDRA JAIN)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No