

SHIVANI GUPTA
2020.07.24 18:02

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

Crl. Misc. M-10338 of 2020
Date of decision: 24.07.2020

203

Jagpal Singh

....Petitioner(s)

Versus

State of Punjab

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE G.S.SANDHAWALIA

Present: Mr. Sukhmeet Singh, Advocate,
for the petitioner.

Mr. J.P. Ratra, DAG, Punjab.

(Proceedings are conducted through video
conferencing as per instructions).

G.S.SANDHAWALIA, J. (Oral)

The petitioner seeks regular bail in a petition filed under Section 439 Cr.P.C. in FIR No. 01 dated 03.01.2018 under Section 420 IPC registered at P.S. Bajakhana, Faridkot.

The FIR was lodged by Tirlok Singh against the petitioner and Jaspal Singh and wife of Jaspal Singh. The allegations in short were that they had held out that they would get the son of the complainant namely Baljit Singh recruited in the Police Department, Haryana and received a sum of Rs.1,12,000/-. On failing to have done so, the criminal proceedings were set into motion.

Counsel for the petitioner submits that the offences are triable by a Magistrate and the challan has been presented on 03.03.2020. Trial is likely to take considerable time in view of the Covid-19 pandemic. It is submitted that once the investigation is complete, no useful purpose would be served by keeping the petitioner into custody.

Counsel for the State has submitted that the conduct of the petitioner does not enure him for the benefit of regular bail as his anticipatory bail application had been dismissed on 14.03.2018 as he had failed to join investigation. Thereafter only when he was declared a proclaimed person vide order dated 18.11.2019 and been taken into custody on 12.01.2020, the trial could proceed.

Keeping in view the above and the fact that the investigation is complete and no useful purpose would be served by keeping the petitioner in further custody as he has undergone 6 months 6 days as per custody certificate dated 23.07.2020, the petition is allowed.

The petitioner be released on regular bail to the satisfaction of the Illaqua/Duty Magistrate, Faridkot on furnishing of heavy bail bonds to ensure his presence during trial.

24.07.2020
shivani

(G.S. SANDHAWALIA)
JUDGE

Whether reasoned/speaking

Yes/No

Whether reportable

Yes/No