

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

210

CRM-M-13733-2020 (O&M)

Date of decision: 16.06.2020

Gurwinder Singh

....Petitioner

versus

State of Punjab

....Respondent

CORAM: Hon'ble Mr. Justice Girish Agnihotri

Present: Mr. Harpal Singh Sirohi, Advocate
for the petitioner.

Mr. H.S. Sullar, DAG, Punjab.

Mr. Gurcharan Singh, Advocate
for the complainant.

GIRISH AGNIHOTRI, J. (Oral)

The matter has been taken up through video-conferencing on account of lockdown due to outbreak of pandemic COVID-19.

Petitioner-Gurwinder Singh, stated to be aged 38 years, has filed the present petition *inter alia* with a prayer for grant of regular bail in case FIR No.25 dated 28.02.2020 under Sections 406, 420, 465, 467, 468, 471 & 120-B of Indian Penal Code, registered at Police Station Sadar Samana, District Patiala.

Learned counsel for the petitioner, based on the pleadings in the petition, submits that the petitioner was arrested on 29.02.2020. He then submits that the challan in this case has been presented on 24.04.2020, but, till date, no witness has been examined. Learned counsel further submits that the

petitioner was merely a witness in the previous agreement to sell dated 06.07.2018, which was cancelled.

Learned counsel for the State as well as counsel for the complainant submit that Rs.7,00,000/- were paid as earnest money. The fact that the challan has been presented on 24.04.2020 and the witnesses have not been examined, has not been denied.

Learned counsel for the petitioner submits that due to the outbreak of pandemic COVID-19 and the fact that trial is likely to take time, petitioner be granted bail as his retention in jail may be dangerous to his life.

In view of the peculiar facts as noticed above, considering the existing situation due to COVID and the fact that trial is likely to take time, this Court deems it appropriate to direct release of the petitioner on regular bail to the satisfaction of Chief Judicial Magistrate/Duty Magistrate concerned, subject to his furnishing bail bonds/surety bonds. However, it is made clear that anything observed herein shall not be construed as an expression on merits of the case. In addition to the above said bail bonds, the petitioner is directed to furnish security in the form of bank guarantee or original papers of immovable property worth Rs. 1,00,000/-.

The petition stands disposed of accordingly.

(GIRISH AGNIHOTRI)
JUDGE

16.06.2020
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Whether speaking/ reasoned:	Yes/No
Whether Reportable:	Yes/No