

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

CRM-M- 37894-2019 (O&M)

Date of Decision: January 21, 2020

Baldev Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Palvinder Singh, Advocate
for the petitioner.

Mr. Davinder Bir Singh, D.A.G., Punjab.

JAISHREE THAKUR, J. (Oral)

The instant petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in a criminal case arising out of FIR No.45 dated 31.03.2012, under Sections 420, 498-A, 406, 494, 495 Indian Penal Code, registered at Police Station Valtaha, District Tarn Taran.

Learned counsel for the petitioner contends that the petitioner herein was taken into custody in the aforesaid FIR on 06.05.2019, in which the investigation is complete and supplementary challan qua the petitioner herein has been presented and that the other co-accused already stands acquitted. It is also contended that the allegations as set out in the FIR are not sustainable and that the conclusion of trial will take sufficient time, therefore, the petitioner is entitled to be enlarged on bail.

Per contra, learned counsel appearing on behalf of respondent-

State, on instructions from the Investigating Officer, opposes the grant of regular bail to the petitioner, while submitting that offences alleged against the petitioner are serious in nature and that the petitioner had been initially declared as proclaimed offender and had only surrendered after a period of almost two years, however, he does not dispute the fact that investigation in the matter stands complete and the supplementary challan has been presented qua the petitioner.

I have heard learned counsel for the parties.

Since, the trial is likely to take some time and in view of the facts that the petitioner herein has been in custody in the said FIR since 06.05.2019, in which the investigation is complete and supplementary challan qua the petitioner herein has been presented and that the other co-accused already stands acquitted, no useful purpose would be served in keeping the petitioner behind bars. At this stage, without commenting on the merits of the case, the instant petition is allowed and the petitioner is directed to be released on regular bail on execution of personal bond in the sum of ₹02 lac with two sureties of the like amount to the satisfaction of trial Court/Duty Magistrate.

January 21, 2020

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(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
Yes/No