

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

CRM-M No.52783 of 2019
DATE OF DECISION : 15th MAY, 2020

Gurbakhash Singh

.... Petitioner

Versus

State of Punjab

.... Respondent

CORAM : HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

* * * *

In virtual Court

* * * *

Present: Mr. P.K.S. Phoolka, Advocate for the petitioner.
 Mr. Amit Mehta, Sr. Deputy Advocate General, Punjab.

* * * *

RAJBIR SEHRAWAT, J. (Oral)

The present petition has been filed by the petitioner under Section 439 Cr.P.C. for grant of bail pending trial in case FIR No.85 dated 24.10.2017 registered under Sections 419, 420, 465, 467, 468, 471 & 120-B IPC at Police Station City-2 Mansa, District Mansa.

It is contended by the counsel for the petitioner that the case against the petitioner is totally concocted. Otherwise also the allegation against the petitioner is that he, in collusion with other persons, manipulated a loan of ₹18,00,000/- against the land of the complainant. Although, initially; money of loan, in fact, was shown as deposited in account of the petitioner, however, in the year 2019 itself, the same was deposited back with the bank and the land of the complainant was released from the charge. Still further, it is submitted that the petitioner is in custody since 20.04.2019. Although, there had been one more case against him, however, he has already been granted bail in that case as

well. The trial of the present case is at the stage of evidence. The conclusion of the same is likely to take a long time. The petitioner is not required for investigation or discovery purposes. Hence, no purpose would be served by keeping him in custody. Hence, the petitioner deserves to be released on bail.

On the other hand, counsel for the State, on instructions, does not dispute the fact that the money has been deposited back in the bank and the land of the complainant has been released from the charge. It is also not disputed that the petitioner is in custody since 20.04.2019.

In view the above, but without expressing any further opinion on the merits of the case, the present petition is allowed. The petitioner is ordered to be released on bail pending trial subject to his furnishing bail bonds/surety to the satisfaction of the Trial Court/Duty Magistrate, concerned.

15th May, 2020
'raj'

(RAJBIR SEHRAWAT)
JUDGE

<i>Whether speaking/reasoned:</i>	<i>Yes</i>	<i>No</i>
<i>Whether Reportable:</i>	<i>Yes</i>	<i>No</i>