

228 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-54063-2019
Date of decision-09.01.2020

Jaspal Singh @ Jassa

....Petitioner

Vs.

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Kamal Narula, Advocate for the petitioner.

Ms. Monika Jalota, DAG, Punjab.

MANOJ BAJAJ, J.

Petitioner-Jaspal Singh @ Jassa has prayed for grant of regular bail under Section 439 Cr.P.C in case FIR No.254 dated 20.11.2018 registered under Sections 419, 420, 465, 467, 468, 471 and 120-B of Indian Penal Code, 1860 at Police Station Sadar, Ferozepur, District Ferozepur. The petitioner is in custody since his arrest on 12.06.2019.

The above said FIR relates to the alleged offence of cheating which was lodged on the basis of statement given by Jagir Singh who had entered into an agreement to sell with Karnail Singh (co-accused) on 10.04.2018. The said deal between the parties was facilitated through co-accused, namely, Balwinder Singh son of Karnail Singh. Pursuant to the said deal, a sum of Rs.84 lacs in all was allegedly paid by complainant and out of it Rs.32 lacs went to the account of Karnail Singh and rest of the amount was allegedly given to other co-accused persons. On these broad allegation,

the above FIR was registered.

Learned counsel for the petitioner has invited the attention of the Court to Annexure P-2 whereby concession of regular bail has already been extended to co-accused by this Court. He submits that neither the petitioner is named in the FIR nor he is the beneficiary of the said agreement. According to him, investigation of the case is complete, therefore, further custody of the petitioner may not be necessary.

On the other hand, learned State counsel assisted by ASI Balkar Singh opposed the prayer. However, it is not disputed that the co-accused has already been granted the concession of bail. She has apprised the Court that the investigation of the case is complete and charges stands framed on 10.09.2019.

After hearing learned counsel for the parties, this Court is of the opinion that offences are triable by Magistrate and trial of the case is likely to consume considerable time, therefore, further custody of the petitioner may not be justified. Resultantly, without meaning any expression of opinion on the merits of the case, it is ordered that the petitioner be released on regular bail subject to his furnishing requisite bail bonds/surety bonds to the satisfaction of the trial Court concerned.

The petition is allowed.

09.01.2020

vanita

(MANOJ BAJAJ)
JUDGE

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