

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

CRM-M- 5912-2021 (O&M)

Date of Decision: March 31, 2021
(Heard through VC)

Darbara Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Sant Pal Singh Sidhu, Advocate
for the petitioner.

Ms. Rashmi Attri, AAG, Punjab

Mr. Rahul Arora, Advocate
for the complainant.

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 case FIR No. 131 dated 12.11.2020 under Sections 195, 420, 467, 468, 471, 447, 448, 427, 188 and 120-B of Indian Penal Code registered at Police Station City Zira, District Ferozepur.

Learned counsel for the petitioner contends that the petitioner herein, who is an aged person was taken into custody on 03.01.2021. It is submitted that the petitioner has been falsely implicated in the present case and the allegations as set out in the FIR are not sustainable while further arguing that matter has been investigated and the challan has already been

presented. The conclusion of trial will take sufficient time, therefore, the custody of the petitioner would no longer be required.

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, however, she does not dispute the fact that the matter stands investigated and the challan stands presented on 30.03.2021.

I have heard learned counsel for the parties.

The trial is likely to take some time as 25 witnesses have been cited by the prosecution. The petitioner herein has been in custody since 03.01.2021. Since the matter has been investigated and the challan stands presented, no useful purpose would be served in keeping the petitioner behind bars any longer. 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 adequate personal bond and surety bond to the satisfaction of concerned trial Court/Duty Magistrate.

March 31, 2021

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(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No