

CRM-M-6116-2021(O&M)

Date of Decision: 10.06.2021

Rajandeep Singh

...Petitioner

vs.

State of Punjab

...Respondent

Coram : Hon'ble Mr. Justice B.S. Walia.

Present: Mr. R. Kartikeya, Advocate for the petitioner.
Ms. Samina Dhir, DAG, Punjab.
Mr. J.S. Ahluwalia, Advocate for the complainant.

B.S. Walia, J. (VC)

1. Case is being taken up for hearing through Video Conferencing due to Covid-19 pandemic.
2. Prayer in the petition under Section 439 Cr.P.C. is for grant of regular bail to the petitioner in case FIR No.173 dated 05.12.2020, registered under Sections 420, 465, 467, 468 and 471 IPC (Section 120-B of IPC added later on), at Police Station Khuhian Sarwar, District Fazilka.
3. Learned counsel contends that the petitioner has been falsely implicated in the case and has been in custody since 21.01.2021, that perusal of the FIR reveals that there is no allegation qua the commission of offence against the petitioner instead allegations are that the petitioner's father allegedly forged the signatures of the complainant and withdrew money from her account, that the petitioner is a young man with a clean record, challan has been presented and the case is now fixed for framing of charges on 15.06.2021 and that no useful purpose would be served by keeping the petitioner in custody as the

conclusion of trial is likely to take long on account of circumstances prevailing due to Corona Virus pandemic.

4. Learned DAG, Punjab as well as learned counsel for the complainant have not disputed that no overt act is alleged in the FIR against the petitioner and the allegations with regard to forgery of signatures of the complainant and withdrawal of money from her account are against the petitioner's father.

5. I have considered the submissions of learned counsel for the parties.

6. Accordingly, while taking into account the position as noted above as also that no overt act is attributed to the petitioner, the petitioner is a young man, has been in custody since 21.01.2021, challan has been presented, case is now fixed for framing of charges on 15.06.2021 and the trial is likely to take long time to conclude on account of circumstances prevailing due to Corona Virus pandemic, the petition for regular bail is allowed and the petitioner is ordered to be released on regular bail during the pendency of the trial, subject to his furnishing bail/surety bonds to the satisfaction of the learned CJM/Trial Court/Duty Magistrate, concerned, provided he is not required in any other case. The petitioner shall also abide by the conditions contained in Section 437(3) Cr.P.C. However, nothing stated hereinabove shall be taken as an expression of opinion on the merits of the case.

7. CRM-6417-2021 also stands disposed of.

(B.S. Walia)
Judge