

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

CRM-M-12660-2020 (O&M)

Date of decision: 12.01.2021

Bikram

...Petitioner

Versus

U.T. Chandigarh and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Vishal Sharma Vasudeva, Advocate for the petitioner.

Mr. J.S. Toor, APP, UT Chandigarh.

Mr. M.S. Saini, Advocate for respondent No. 2.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

CRM-261-2021

This is an application under Section 482 Cr.P.C. for preponement of the date of hearing of the main case, which is fixed for 18.01.2021.

Notice of the application.

On the asking of this Court, learned State counsel accepts notice on behalf of the respondent-State and learned counsel for respondent No. 2 accepts notice on behalf of respondent No. 2 and they have no objection, if the present application is allowed.

In view of the above, the present application is allowed and the

main case is preponed for today and taken up on Board for hearing.

CRM-262-2021

This is an application under Section 482 Cr.P.C. for placing on record the receipt dated 21.12.2020 (Annexure A-1).

Notice of the application.

On the asking of this Court, learned State counsel accepts notice on behalf of the respondent-State and learned counsel for respondent No. 2 accepts notice on behalf of respondent No. 2 and they have no objection, if the present application is allowed.

In view of the above, the present application is allowed. Annexure A-1 is taken on record.

Main case:

The petitioner has filed this petition under Section 439 of Cr.P.C. for grant of regular bail in case bearing FIR No. 199 dated 06.12.2019 under Sections 420 IPC and Section 24 of the Immigration Act, 1983 registered at Police Station Maloya, Chandigarh.

Learned counsel for the petitioner states that the petitioner has falsely been implicated in the present case. The only allegation against the petitioner is that he had taken Rs. 10 lakh from the complainant to send his daughter-Rupinder Kaur abroad. The petitioner has been in custody since 03.02.2020.

He further submits that at this stage, a compromise has been effected between the parties and the due amount has already been returned by the petitioner to the complainant.

Learned counsel for respondent No. 2 does not dispute this factum of compromise.

Learned APP, UT Chandigarh, submits that challan has been presented and charges are yet to be framed.

I have heard the learned counsel for the parties.

The petitioner has been in custody since 03.02.2020. Charges are yet to be framed. The trial will take time to conclude, especially due to prevailing situation of Covid-19. Thus, no useful purpose would be served by keeping the petitioner behind the bars.

In view of the above, without commenting anything on the merits, lest it should prejudice the case of either side, the petition is allowed and the petitioner is ordered to be released on regular bail to the satisfaction of the learned trial Court/Duty Magistrate.

(HARNARESH SINGH GILL)
JUDGE

12.01.2021

Mangal Singh

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No