

227 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH
(through video conferencing)

CRM-M-29482-2021
Decided on : 28.10.2021

Baljinder Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. B.S.Sidhu, Sr. Advocate with
Mr. Divij Datt, Advocate
for the petitioner.

Ms. Jaspreet Kaur, AAG, Punjab.

Manjari Nehru Kaul, J.

This is the second petition filed under Section 439 Cr.PC for grant of regular bail to the petitioner in case FIR No.30 dated 12.02.2018 registered under Sections 406, 420, 120-B IPC,1860 at Police Station Mattaur District SAS Nagar (Mohali).

Learned counsel for the petitioner *inter alia* contends that the petitioner has been in custody since 20.02.2019 for offences, which are triable by the Magistrate. He submits that challan stands presented and hence, there is no likelihood of the trial concluding in the near future. Hence, a prayer has been made for extending the concession of bail to the petitioner.

Per contra, learned State counsel while opposing the prayer of learned counsel for the petitioner has submitted that the petitioner duped the complainant of Rs.1.70 lakhs (approx.) on the pretext of sending him abroad. She on instructions from HC Gurmeet Singh has submitted that the petitioner had criminal antecedents as he was involved in number of similar

cases wherein he had duped large number of people of varying sums of money on the pretext of sending them abroad. However, she has not been able to controvert the factum of the petitioner having been extended the concession of bail in the other cases, which stand registered against him.

Heard learned counsel and perused the material available on record.

In the facts and circumstances as enumerated hereinabove, since the petitioner has been in custody since 20.02.2019 and the trial is unlikely to conclude shortly coupled with the fact that the offences are triable by Magistrate, present petition is allowed. The petitioner be admitted to bail to the satisfaction of the trial Court/Duty Magistrate. However, it is made clear that anything observed hereinabove shall not be construed to be an expression of opinion on the merits of the case.

(MANJARI NEHRU KAUL)
JUDGE

28.10.2021

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Whether speaking/reasoned:	Yes/No
Whether reportable :	Yes/No