

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

207

CRM-M-41299-2020 (O&M)
Date of Decision: 15.03.2021

CHANDER MOHAN @ BHOLA

... Petitioner

Versus

STATE OF PUNJAB

... Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. Pankaj Bali, Advocate for the petitioner.

Mr. Sandeep Kumar, Dy. A.G. Punjab.

HARNARESH SINGH GILL, J.(Oral)

Custody certificate by way of an affidavit dated 14.03.2021 of the Superintendent, District Jail Barnala, filed in the Court, is taken on record.

Prayer in the present petition filed under Section 439 Cr.P.C. is for grant of regular bail in case FIR No.45 dated 11.07.2020, registered under Sections 420, 465, 467, 468, 471, 120-B, 201 IPC at Police Station Bajakhana, Faridkot.

Learned counsel for the petitioner states that the petitioner has falsely been implicated in the present case and no recovery whatsoever was effected from him. Petitioner has been in custody since 15.10.2020. He further states that co-accused, namely, Arundeeep Kumar, who was specifically named in the FIR, has been granted concession of regular bail by this Court on 03.12.2020. It is further stated that the petitioner has been indicted on the basis of the statement of the other co-accused, namely, Ranjit Singh.

Learned State counsel while opposing the prayer for grant of regular bail has stated that the petitioner is also involved in another FIR No.53 dated 05.02.2020, registered under Sections 379, 420, 468, 413, 411, 467, 471, 120-B IPC at Police Station City Barnala. He, however, has not disputed the factum of custody period of the petitioner.

Learned State counsel, on instructions from ASI Sukhdarshan Kumar, further states that after completion of the investigation, the challan was presented in the Court and thereafter, the charges were also framed.

I have heard the learned counsel for the parties.

The petitioner has been in custody since 15.10.2020 and no recovery has been effected from him. Co-accused Arundeeep Kumar has already been granted regular bail. Trial of the case would take long time to conclude. Therefore, no useful purpose would be served by keeping the petitioner behind the bar.

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

15.03.2021

Aman Jain

(HARNARESH SINGH GILL)

JUDGE

Whether speaking/reasoned

: *Yes/No*

Whether reportable

: *Yes/No*