

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

Criminal Misc.-M No.5610 of 2022
Date of Decision: February 15, 2022

Zora Singh

...Petitioner

Versus

The State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr.Sanjeev K.Virk, Advocate,
for the petitioner.

Mr.Ramandeep Sandhu, Sr.DAG, Punjab.

MANOJ BAJAJ, J. (Oral)

Petitioner has filed this petition under Section 439 Cr.P.C. for grant of regular bail, pending trial in case FIR No.248 dated 04.09.2021, under Sections 420, 465, 467, 468 and 471 IPC, 1860, registered at Police Station, Focal Point, Ludhiana, District Ludhiana, who is in custody since his arrest on 04.09.2021.

The above FIR was registered on the basis of a secret information, wherein it was disclosed that accused-Jora Singh s/o Mukhtiar Singh and Gursewak Singh s/o Joginder Singh are engaged in preparing fake certificates for Aadhar enrollment/update and they put fake seal of M.L.A on form and by putting their signature issue their original Aadhar card to the residents of Punjab State against I.D. from Assam in unauthorized manner by charging higher fee for removal of errors. They are committing fraud with innocent persons and they have their office, namely,

Jora Suvidha Kender, and if, a raid is conducted, the fake certificates can be recovered. On these broad allegations, FIR was registered.

Learned counsel for the petitioner has argued that above FIR was registered on the basis of secret information intimating the police that co-accused Gursewak Singh and Zora Singh (petitioner) are engaged in preparing fake certificate for Aadhar enrolment/update. He further submits that the investigation of the case is complete and the co-accused of the petitioner, namely, Gursewak Singh has already been granted the concession of regular bail by this court vide order dated 07.02.2022 passed in CRM-M-43968-2021, therefore, the petitioner also deserves the same concession.

On the other hand, learned State counsel assisted by HC Gurmeet Singh, has opposed the prayer, but does not dispute this fact that the co-accused has already been released on regular by this court. He, on instructions, further states that after completion of investigation, final report was filed, whereupon charges have been framed against accused on 04.02.2022.

After hearing the learned counsel for the parties, considering the above background, petitioner's custody and the fact that the offences are triable by Magistrate, this court is of the opinion that the conclusion of trial is likely to consume considerable time, therefore, further detention of the petitioner may not serve any useful purpose, who is presently confined in judicial custody after his arrest on 04.09.2021. The material witnesses are police officials and there does not seem to be any possibility of their being won over.

Resultantly, without meaning any expression of opinion on the

merits of the case, it is ordered that the petitioner be released on regular bail subject to his furnishing requisite bail bonds/surety bonds to the satisfaction of the trial Court concerned.

The petition is allowed.

February 15, 2022
ramesh

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned
Whether Reportable:

Yes/No
Yes/No