

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

CRM-M-21526 of 2022(O&M)

Date of Decision: 11.11.2022

Gursewak Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM :HON'BLE MR. JUSTICE KARAMJIT SINGH

**Present:- Mr. S.P.S. Sidhu, Advocate
For the petitioner.**

Mr. Jaspal Singh Guru, AAG Punjab.

KARAMJIT SINGH, J.

The present petition has been filed by the petitioner under Section 439 Cr.P.C. seeking regular bail in case having FIR No. 11 dated 15.02.2017, registered under Section 406, 420 and 120-B of Indian Penal Code at Police Station Longowal, District Sangrur. City Sangrur.

The counsel for the petitioner *inter alia* submits that the petitioner was falsely implicated in the present case and is in custody for the last more than 01 year and 01 month and all the offences are triable by the Court of Judicial Magistrate Ist Class and the trial is not progressing ahead . So, prayer is made for grant of regular bail to the petitioner.

The present petition is opposed by the State counsel who submits that the petitioner duped large number of persons being the Chairman of Poorvancal Multi State Cooperative Society Limited. The State

counsel on instructions from ASI Amrik Singh has apprised the Court that after completion of investigation challan has been presented but trial is yet to commence. The State counsel has also not disputed the fact that the petitioner is behind the bars for last more than 01 year and 01 month.

I have considered the submissions made by counsel for the parties.

All the offences are triable by the Court of Judicial Magistrate Ist Class and after completion of investigation challan has been presented but trial is yet to commence. The petitioner is in custody for the last more than 01 year and 01 month and the trial is not progressing ahead.

In the light of the above, this Court is of the opinion that no purpose is going to be served by keeping the petitioner in custody for any longer period. Thus, without commenting on the merits of the case, the present petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing personal bond with two heavy sureties to the satisfaction of the trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

11.11.2022
Jiten

(KARAMJIT SINGH)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No