

In the High Court of Punjab and Haryana at Chandigarh

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**CRM-M-26815-2021 (O & M)
Date of Decision: April 08, 2022**

ASHWANI KUMAR

.....PETITIONER

VERSUS

STATE OF PUNJAB

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr.Harneet Singh Oberoi, Advocate for the petitioner.

Mr. T.P.S. Chawla, DAG, Punjab.

ANUPINDER SINGH GREWAL, J (ORAL)

The petitioner is seeking regular bail in FIR No.58 dated 21.04.2021, under Sections 406, 420, 465, 467, 468, 471 and 120-B IPC, registered at Police Station Sadar Jalandhar, District Jalandhar.

Learned counsel for the petitioner contends that it is alleged that the petitioner along with co-accused Jatin Sehgal had taken money from the buyers but the same was not paid to the complainant-Company which had constructed the flats. He, however, contends that the money was paid to co-accused Jatin Sehgal and no recovery has been effected from the petitioner, who is in custody for over 11 months. He is not involved in any other criminal case.

Learned State counsel has filed custody certificate which indicates that the petitioner is in custody for 11 months and 13 days. He upon instructions states that the challan has been filed but charges are yet to be framed.

Heard.

In view of the above, especially when the petitioner is in custody for over 11 months, he is not involved in any other criminal case, Covid 19 pandemic and the conclusion of the trial is likely to take some time, I deem it a fit case to grant the concession of regular bail to the petitioner.

Therefore, without expressing any opinion on the merits of the case, the petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

(ANUPINDER SINGH GREWAL)
JUDGE

April 08, 2022
A.Kaundal

Whether speaking/ reasoned	:	Yes/No
Whether Reportable	:	Yes/No