

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

**111**

**CRM-43025-2021 in  
CRM-M-28769-2021 (O&M)  
Date of Decision: 20.01.2022**

**Bahadur Singh**

....Applicant/Petitioner

Versus

**State of Punjab**

....Respondent

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**CORAM: HON'BLE MR. JUSTICE LALIT BATRA**

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**Present:** Mr. Ashok Giri, Advocate for applicant/petitioner.

Mr. Mehardeep Singh, Additional Advocate General, Punjab.

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**Lalit Batra, J.(Oral)**

Case has been taken up for hearing through Video Conferencing.

**CRM-43025-2021**

This application under Section 482 Cr.P.C. is for preponing the  
date of hearing of the main petition, which is already fixed for 02.03.2022.

Notice of application.

At the asking of Court, learned State counsel accepts notice and  
stated that he has no objection if application is allowed.

In view of the grounds mentioned in the application and no  
objection by learned State counsel, hearing of the main petition is preponed  
and is taken on Board today itself.

CRM is allowed.

**Main Case**

Present petition under Section 439 Cr.P.C has been moved by petitioner-**Bahadur Singh** for grant of regular bail in case FIR No.40 dated 22.02.2020 under Section 420 IPC (Sections 201, 465, 467, 468 and 471 IPC added later on), registered at Police Station City Rupnagar, District Rupnagar.

Learned counsel for the petitioner *inter alia* contends that version, as alleged in the FIR, is totally concocted one and there is no iota of truth therein. He further submits that allegedly petitioner in connivance with co-accused, who is a Bank Manager, committed fraud upon complainant-Kasi Ram by obtaining his signatures on blank papers and then after preparing forged documents took loan of Rs.4,00,000/- in the name of complainant from Bank, whereas petitioner has no nexus whatsoever with the alleged offence. He further submits that petitioner is languishing in custody since 27.03.2021 and he is no more required by the Police for any investigation purpose as after completion of investigation, final report under Section 173 Cr.P.C. (*Challan*) has already been presented in Court. He further urges that since trial of the case would take sufficient time to conclude, no useful purpose would be served by keeping the petitioner in custody further and he may be released on bail.

On the other hand, learned State counsel while opposing instant petition has vehemently argued that keeping in view seriousness of offence, petitioner does not deserve the concession of bail.

I have heard learned counsel for the parties and have carefully gone through the contents of petition.

At this stage, without commenting anything on the merits of the case lest it may prejudice the outcome of the trial but taking into consideration the fact that petitioner is in custody since 27.03.2021; that petitioner is no more required by the Investigating Agency for investigation purpose; that *Challan* has already been presented in Court and since trial of the case would take sufficient time to conclude, no useful purpose would be served by detaining the petitioner in custody further, thus, he deserves the concession of bail.

In view of above, instant petition for grant of regular bail moved by petitioner-**Bahadur Singh** is allowed and he is ordered to be released on bail on his furnishing personal/surety bonds to the satisfaction of Trial Court/ Chief Judicial Magistrate/Duty Magistrate, Rupnagar, as the case may be.

(LALIT BATRA)  
JUDGE

20.01.2022

*Varinder Prashad*

Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No