

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

CRM-M-41989-2021

Date of decision:22.02.2022

JASWINDER SINGH ALIAS KRISHAN SINGH

...Petitioner

Versus

STATE OF PUNJAB

...Respondent

CORAM: HON'BLE MR. JUSTICE SURESHWAR THAKUR

Present: Mr. Anoop Singla, Advocate
for the petitioner.

Mr. Bhupender Beniwal, AAG, Punjab

(Through Video Conferencing)

SURESHWAR THAKUR, J. (ORAL)

1. FIR No.67 of 06.08.2021, constitutes therein offences under Section 61/1/14 of Punjab Excise Act, and, is lodged at Police Station Sadiq, District Faridkot, therein the incriminating offences are attributed to be committed by the bail applicant.

2. In pursuance to the afore lodged FIR at the Police Station (supra), the bail applicant is in judicial custody since August, 2021. Consequently, through the instant application cast under Section 439 of the Cr.P.C., he claims the relief, for his being ordered to be released from judicial custody.

3. Learned State counsel fairly submits, on instructions meted to him by ASI Karamjit Singh, that the bail applicant is suffering incarceration

for about 6 months, and, also submits that the investigation into the offences (supra), is complete, and, that the challan has been filed before the learned trial Magistrate concerned. Furthermore, since he also submits that all the relevant recoveries have effected at the instance of the bail applicant, to the investigating officer concerned. Therefore, this Court does not deem it fit and appropriate to prolong the judicial incarceration of the bail applicant.

4. Consequently, the instant petition is allowed, and, the petitioner-bail applicant is ordered to be released from judicial custody. However, the granting of bail to the bail applicant-petitioner, is subject to his furnishing personal, and, surety bonds in the sum of ₹50,000/- each, before the learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned, and, also subject to his not tampering with prosecution evidence, and, his not influencing prosecution witnesses, and, besides also his appearing before the trial Court concerned, as and when directed to make his personal appearance.

5. Copy dasti.

(SURESHWAR THAKUR)
JUDGE

22.02.2022

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Whether speaking/reasoned:-
Whether reportable:

Yes/No
Yes/No