

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

CRM-M-44094-2022

Date of Decision: 28.9.2022

Pritam @ Pritam Ahlawat

....Petitioner

VERSUS

State of Punjab

....Respondent

CORAM:- HON'BLE MR. JUSTICE KARAMJIT SINGH

Present: Ms. Rubai J. Singh, Advocate
for the petitioner.

Mr. Jaspal Singh Guru, AAG, Punjab

KARAMJIT SINGH, J.

The present petition has been filed under Section 439 Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No.132 dated 11.6.2022 registered for the offences punishable under Sections 419, 420, 467, 468, 120-B IPC at Police Station Focal Point, District Ludhiana.

Counsel for the petitioner submits that the petitioner who was not named in the FIR has been falsely implicated in the present case and is languishing behind the bars for the last almost 3 months and is having no criminal history. He further submits that similarly situated co-accused Baljeet Singh has already been granted regular bail by this Court vide order dated 14.9.2022 (Annexure P-1). So, prayer is made for grant of regular bail to the petitioner.

Notice of motion.

Mr. Jaspal Singh Guru, AAG, Punjab accepts notice on behalf

period of the petitioner comes out to be more than 2 months and 25 days and he is not stated to be involved in any other criminal case.

State counsel on instructions from ASI Dalbir Singh has not refuted the fact that the petitioner was not named in the FIR and that similarly situated co-accused Baljeet Singh has been granted concession of regular bail vide order Annexure P-1.

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

All the offences are triable by the Court of Judicial Magistrate, 1st Class. Admittedly, the petitioner was not named in the FIR and after completion of investigation, challan has been presented and presently, the petitioner is lodged in judicial custody and it will take time for conclusion of trial. Similarly situated co-accused has already been given benefit of regular bail vide order Annexure P-1. Thus, no useful purpose is going to be served by keeping the petitioner in custody for any further period.

In view of the above, 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 bail bonds/surety bonds to the satisfaction of the trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

(KARAMJIT SINGH)
JUDGE

September 28, 2022

Paritosh Kumar

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No