

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

(229)

CRM-M-51389-2022

Date of decision: - 23.11.2022

Manpreet Singh Lab Wala alias Mani

....Petitioner

Versus

State of Punjab

.....Respondent

CORAM : HON'BLE MR. JUSTICE VIKAS BAHL

Present:- Mr. Gopal Singh Nahel, Advocate, for the petitioner.

Mr. Iqbal S. Mann, DAG, Punjab.

VIKAS BAHL, J. (ORAL)

This is a first petition under Section 439 Cr.P.C. for grant of regular bail to the petitioner in FIR No.155 dated 04.08.2022, registered under Sections 419, 465 and 468 IPC (Sections 420 and 379 IPC have been added later on), at Police Station Sangrur, District Sangrur.

Learned counsel for the petitioner has submitted that the petitioner has been in custody since 25.08.2022 and the investigation is complete and the challan has already been presented and there are 19 witnesses, out of which, none have been examined and thus, the trial is likely to take time and the petitioner is not involved in any other case and the documents, which were stated to have been forged, were never used by the petitioner or anybody else. It is further submitted that the case is triable by the magistrate and thus, no useful purpose would be served by

keeping the petitioner in further incarceration.

Learned State counsel, on the other hand, has opposed the present petition for regular bail and has submitted that the petitioner had forged the medical fitness certificate of Yadwinder Singh after taking Rs.1400/- from him. The other facts, however, have not been disputed by learned State counsel.

This Court has heard learned counsel for the parties and has perused the paper book.

Keeping in view the above said facts and circumstances moreso, the fact that the petitioner has been in custody since 25.08.2022 and the investigation is complete and the challan has already been presented and there are 19 witnesses, out of which, none have been examined and thus, the trial is likely to take time and the petitioner is stated to be not involved in any other case and the entire case is based on documents and the case is triable by the magistrate, the present petition is allowed and the petitioner is ordered to be released on bail on his furnishing bail / surety bonds to the satisfaction of the concerned trial Court/ Duty Magistrate and subject to him not being required in any other case.

However, it is made clear that in case, any act is done by the petitioner to threaten or influence the complainant or any of the witnesses, then it would be open to the State to move an application for cancellation of bail granted to the petitioner.

Nothing stated above shall be construed as a final expression of opinion on the merits of the case and the trial would proceed

independently of the observations made in the present case which are only
for the purpose of adjudicating the present bail petition.

November 23, 2022
naresh.k

(VIKAS BAHL)
JUDGE

Whether reasoned/speaking?	Yes/No
Whether reportable?	Yes/No