

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

**CRM-M-53213 of 2022
Date of Decision:- 06.12.2022**

Davinder Singh

....Petitioner

Vs.

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

Present:- Mr. Monty Goyal, Advocate
for the petitioner.

Mr. MS Nagra, AAG, Punjab.

KARAMJIT SINGH, J.(Oral)

Prayer is for grant for regular bail to the petitioner in case having FIR No.0074 dated 19.06.2019 registered under Sections 419, 420, 465, 467, 468, 471, 120-B IPC, Police Station Meharban, District Ludhiana, Punjab.

The counsel for the petitioner has submitted that the petitioner who has no criminal history was falsely implicated in the present case. It is further submitted by counsel for the petitioner that the petitioner was not beneficiary in any manner in regard to the alleged transaction and he is behind the bars last more than 4 months and after completion of investigation, the police has presented the challan and as such, no purpose would be served by keeping the petitioner in custody for any longer period. Further, similarly situated co-accused Harjit Singh @ Vicky has been given benefit of

anticipatory bail by the coordinate Bench of this Court vide order dated 23.01.2020, Annexure P-2.

The present petition is resisted by the State counsel, who submits that all the accused persons including the petitioner executed sale deed in favour of the complainant without having any title with regard to the property in question. However, the State counsel has admitted the fact that the petitioner is in custody for the last more than 4 months and on completion of investigation, the police has presented the challan against the petitioner and other accused persons.

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

All the offences are triable by the Court of Judicial Magistrate 1st Class and after completion of investigation, the police has presented the report under Section 173 Cr.PC against the petitioner and other accused persons and the petitioner is in custody for the last more than 4 months and 18 days and is having no criminal history. Similarly, situated co-accused Harjit Singh @ Vicky is given benefit of anticipatory bail by the coordinate Bench of this Court vide order, Annexure P-2. Further, it will take considerable time for the trial to conclude. So no fruitful purpose would be served by keeping the petitioner in custody for any longer period.

Thus without commenting on the merits of the case the present petition is hereby accepted and the petitioner is ordered to be

released on bail subject to his furnishing bail and surety bonds to the satisfaction of the Trial Court/CJM/Duty Magistrate concerned.

06.12.2022
P. Chawla

(KARAMJIT SINGH)
JUDGE

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