

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

**CRM-M-55365-2022
DECIDED ON: 07.12.2022**

AMIT SINGH

.....PETITIONER

VERSUS

STATE OF PUNJAB

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL.

Present: Mr. Arjun Atri, Advocate
for the petitioner.

Mr. Aman Dhir, DAG, Punjab.

SANDEEP MOUDGIL, J (ORAL)

This is a petition seeking regular bail in FIR No.305, dated 22.09.2022, under Section 411, 420, 465, 467, 468, 471 and 120-B of the IPC, registered at Police Dera Bassi, District SAS Nagar.

Learned counsel for the petitioner contends that the dispute involved in the present case is of civil nature but the same has been given a colour of criminal offence, as the same has arisen out of an agreement to sell of land measuring 6 bighas, which is of agricultural type located at village Jharmari, District SAS Nagar, Mohali. The allegations, qua the petitioner and the other co-accused, are of impersonating the complainant at the time of striking the deal, wherein the earnest money was received by them to the tune of Rs.50,000/-.

On the other hand, learned State counsel has produced the custody certificate of the petitioner in Court today, which is taken on record.

According to the custody certificate, the petitioner is behind bars for the last 2 months and 9 days and he is not involved in any other case of such kind.

Mr. Karan Singh, Advocate has put in appearance on behalf of the complainant and has filed *Vakalatnama*. He prays that the petitioner may not be granted the concession of regular bail.

Looking at the totality of the facts and circumstances and also the fact that the matter involved in the case is of civil nature, therefore, no fruitful purpose will be served by keeping the petitioner behind bars, therefore, the petitioner is directed to be released on regular bail on his furnishing bail and surety bonds to the satisfaction of the Illaqa Magistrate/Duty Magistrate, concerned.

The present petition is, therefore, allowed.

(SANDEEP MOUDGIL)
JUDGE

07.12.2022

Poonam Negi

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>