

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

**CRM-M-6517-2023
Decided on:-16.03.2023**

Aijaz Ahlmad Mir

....Petitioner..

VS.

State of Punjab

....Respondent.

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. B.S. Bhalla, Advocate,
for the petitioner.

Mr. Amit Shukla, AAG, Punjab.

HARKESH MANUJA J.

By way of present petition filed under Section 439 Cr.P.C., the petitioner prays for grant of regular bail during pendency of trial in case FIR No.9 dated 14.02.2022, under Sections 489-A, 489-B, 489-C and 489-D IPC, registered at Police Station Bajakhana, District Faridkot.

As per the allegations levelled in the FIR, fake currency of Rs.44,000/- was recovered from the petitioner.

Learned counsel for the petitioner submits that petitioner is behind the bars for more than 1 year now and the investigation in the present case already stands concluded with the filing of challan, followed by framing of charges and trial is likely to take some time as only 01 witness has been examined out of total of 08 witnesses cited by the prosecution, as such, no useful purpose is going to be served by keeping the petitioner

behind the bars.

On the other hand, prayer made in the present petition has been opposed at the instance of learned State counsel by submitting that one more case under the NDPS Act was registered against the petitioner, though, in that case he has already been granted the concession of regular bail.

I have heard learned counsel for the parties and gone through the paper book. I find merits in the submissions made on behalf of the petitioner.

Admittedly, one more case under NDPS Act was registered against the petitioner, but in that case, he has already been granted the concession of regular bail.

Considering the facts that the petitioner is already behind the bars for the last more than 1 year now and the investigation in the present case already stands concluded with the filing of challan followed by framing of charges and trial is likely to take some time as only 01 witness has been examined out of total of 14 witnesses cited by the prosecution, no useful purpose is going to be served by extending the incarceration of the petitioner.

In view of the above and without expressing any opinion on the merits of the case, the present petition is allowed. Petitioner is ordered to be released on bail, subject to his furnishing bail bonds and surety bonds to the satisfaction of the concerned trial Court/Duty Magistrate.

16.03.2023

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(HARKESH MANUJA)

JUDGE

Whether speaking/reasoned:

Yes/No

Whether reportable:

Yes/ No