

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Sr. No.205

CRM-M-8334-2023 (O&M)
Date of decision : 15.03.2023

Shashpal Singh @ Shahpal Singh

..... Petitioner

VERSUS

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. G.S. Bawa, Advocate, for the petitioner.

Mr. G.S. Dhillon, AAG, Punjab

SUDHIR MITTAL, J. (Oral)

The petitioner seeks regular bail in case FIR No.354 dated 24.12.2022, registered at Police Station Civil Lines, Amritsar, District Amritsar, under Sections 420, 465, 467, 468, 471 & 120-B IPC.

Learned counsel for the petitioner submits that challan has still not been presented and thus, the trial is not likely to be concluded at an early date. The petitioner has already undergone custody in excess of two months. He has no criminal antecedents. The FIR is false and infact, the complainant side deserves to be prosecuted. Thus, the petitioner may be granted regular bail.

Custody certificate dated 14.03.2023 checked by Sh. Surinder Singh, Jail Superintendent, Central Jail, Amritsar has been filed in Court. The same is taken on record. A perusal thereof shows that the petitioner has undergone actual custody of 02 months and 07 days and there is no other criminal case pending against him.

Learned State counsel concedes that challan has not yet been presented.

Keeping in view the aforementioned facts, it is evident that the trial is not likely to be concluded at an early date and that the petitioner has undergone custody in excess of two months. It appears that blame can be placed on the complainant side. Thus, I deem it appropriate to grant regular bail to the petitioner.

The petition is allowed and it is directed that the petitioner be released on bail on his furnishing bail and surety bonds to the satisfaction of the trial Court/Duty Magistrate, concerned.

Nothing stated hereinabove shall be construed to be an opinion on the merit of the case.

(SUDHIR MITTAL)
JUDGE

15.03.2023
Ramandeep Singh

Whether speaking / reasoned	Yes
Whether Reportable	No