

212 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-22844-2023
DECIDED ON: 11th MAY, 2023

NAVJOT SINGH

.....PETITIONER

VERSUS

STATE OF PUNJAB

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL.

Present: Mr. Ishan Gupta, Advocate
for the petitioner.

Mr. Rajiv Verma, DAG, Punjab.

SANDEEP MOUDGIL, J (ORAL)

1. The jurisdiction of this Court under Section 439 Cr.P.C., has been invoked for the grant of regular bail to the petitioner in FIR No. 104, dated 30.05.2022, under Section 420, 406 and 201 IPC, registered at Police Station City Sangrur.

2. Learned counsel for the complainant vehemently contends that it is the nephew in the family itself who is using the ATM card by cheating and stolen money either in the wallet or at any other place in Almirah. He asserts that when he was living at his maternal uncle's house, there also use the same tactics to withdraw the money from the account of his uncle and in that regard also there is an FIR pending against the petitioner in which he is on bail.

3. Learned State counsel has filed the custody certificate of the petitioner, which is taken on record. According to the custody certificate, the petitioner is behind the bars for the last 10 months and 24 days. He

prays for dismissal of the present petition on the ground that the petitioner is involved in other cases bearing FIR No.73 dated 30.03.2009, under Section 411 of IPC registered at Police Station Patran and FIR No.78 dated 29.03.2009, under Section 379 of IPC, registered at Police Station Civil Lines Patiala.

4. Considering the custody period undergone by the petitioner and the fact that nothing is to be recovered from the petitioner and challan stands presented wherein, conclusion of trial shall take sufficient long time, this Court is of the view that no useful purpose would be served by keeping the petitioner behind the bars for an indefinite period.

5. The contention raised by learned State counsel with regard to the pendency of other cases is concerned, the petitioner is already on bail in those cases.

6. The petitioner is directed to be released on regular bail on furnishing personal and surety bonds to the satisfaction of the learned trial Court/Duty Magistrate concerned.

7. The present petition stands allowed in the afore-said terms.

8. However, it is made clear that anything stated hereinabove shall not be construed as an expression of opinion on the merits of the case.

11th MAY, 2023

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(SANDEEP MOUDGIL)
JUDGE

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