

2023:PHHC:121963

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

**CRM-M-45106-2023
Date of Decision:15.09.2023**

Gursewak Singh ...Petitioner

vs.

State of Punjab ...Respondent

Coram : Hon'ble Mr. Justice N.S.Shekhawat

Present : Mr. Himanshu Chhabra, Advocate
for the petitioner.

Mr. Mohinder Singh Joshi,
Additional Advocate General, Punjab.

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the instant petition under Section 439 Cr.PC with a prayer to grant regular bail in case FIR No. 25 dated 14.02.2023, registered under Sections 420,465,467,468,471,120-B,34 of IPC (Section 201 IPC added later on) Police Station Sadar Shri Muktsar Sahib, District Shri Muktsar Sahib.

2. Learned counsel for the petitioner submits that he has been falsely involved in the present case and was ordered to be arrested on 10.03.2023. Learned counsel further contends that the petitioner was involved in the present case by alleging that he had impersonated as Ajmer and had given the surety on the basis of a wrong identification. Learned counsel further contends that the challan in the present case has already been presented and charges have been framed by the Trial Court. Learned counsel further contends that vide the order dated 07.07.2023 (Annexure P-3), Rajinder Kumar has been granted the

concession of bail, whereas vide the order dated 29.08.2023 (Annexure P-4) Satpal co-accused has already been ordered to be released on bail by this Court.

3. On the other hand, learned State counsel has vehemently opposed the prayer made by learned counsel for the petitioner on the ground that the serious allegations have been levelled against the present petitioner and the petitioner does not deserve the concession of bail.

4. I have heard the learned counsel for the parties and with their able assistance, I have gone through the Court record carefully.

5. The petitioner is in custody since 10.03.2023 and the challan in the present case has already been presented and charges have been framed by the Trial Court. He is not in a position to tamper with the prosecution evidence.

6. Without commenting on the merits of the case, the present petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing bail bonds/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Chief Judicial Magistrate, concerned.

(N.S.SHEKHAWAT)
JUDGE

15.09.2023
hitesh

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No