

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

(Sr. No.109)

CRM-M No. 53578 of 2022

Date of decision : 25.05.2023

Jaskaran Singh

.....Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM : HON'BLE MR. JUSTICE DEEPAK SIBAL

Present : Mr. S. S. Gill, Advocate for the petitioner.
Mr. Arun Luthra, DAG, Punjab with
Mr. H. S. Mann, S.P. City-I, SAS Nagar (Mohali).

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DEEPAK SIBAL, J. (Oral)

(1) Affidavit dated 25.05.2023 of Mr. H. S. Mann, S.P. City-I, SAS Nagar (Mohali) has been filed in the Court today which is ordered to be taken on the record.

(2) The present petition has been filed under Section 439 Cr.P.C. for the grant of regular bail in FIR No.0102 dated 06.09.2022 registered under Sections 420, 465, 467, 468, 471 and 120-B IPC at Police Station Mataur, District SAS Nagar.

(3) The petitioner is being prosecuted for having agreed to sell a plot measuring 500 square yards at Mohali to the complainant but after having received the earnest money, having backed out of his promise.

(4) Learned counsel for the petitioner contends that the petitioner has been falsely implicated in this case; he does not face any other criminal case; the petitioner is in custody since 08.09.2022; investigation in the case

is complete; similarly placed co-accused Satnam Singh has been granted regular bail by this Court and that in the light of the above further incarceration of the petitioner is not necessary.

(5) Learned State counsel opposes the petition.

(6) Learned counsel for the parties have been heard and with their able assistance the record of the case has also been perused.

(7) After considering the afore rival submissions and in particular because the petitioner is in custody since 08.09.2022; investigation in the case is complete and that similarly placed co-accused Satnam Singh has been granted regular bail by this Court, the present case is considered to be a fit one in which the petitioner be directed to be released on regular bail. Resultantly, subject to the satisfaction of the CJM/Duty Magistrate, SAS Nagar the petitioner is directed to be released on bail.

(8) It is clarified that the above observations have been made only for the limited purpose of deciding the present regular bail application and the same would not be construed to be an expression of opinion on the merits of the case.

25.05.2023

sunil yadav

**(DEEPAK SIBAL)
JUDGE**

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No