

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH
CRM-M-17389-2024
Date of Decision:16.04.2024

Harjit Singh ...Petitioner

vs.

State of Punjab ...Respondent

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

Present : Ms. Ashu Rana, Advocate for
Mr. Umesh Sharma, Advocate
for the petitioner.

Mr. M.S. Bajwa, DAG, Punjab.

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the present petition under Section 439 Cr.PC with a prayer to grant regular bail to him in case FIR No. 168 dated 26.10.2022, registered under Sections 406,420,506,34 of IPC (Section 465,467,468,471,120-B of IPC added later on) Police Station Mukerian, District Hoshiarpur.
2. Learned counsel for the petitioner contends that the Jiwan Lal, complainant in the present case had himself retired as ASI from Punjab police. It is highly unbelievable that he would made the payment to the petitioner for providing employment in the police department itself. Learned counsel further contends that similarly placed co-accused Balwinder Singh and Rohit Kumar have already been granted the concession of bail by this Court vide the Annexures P-3 and P-4 respectively. He further contends that the petitioner was arrested in the present case on 08.07.2023 and after completion of the investigation, the challan has already been presented against him.

3. On the other hand, learned State counsel has vehemently opposed the prayer made by learned counsel for the petitioner on the ground that one more case of similar nature has already been ordered to be registered against the present petitioner.

4. I have heard the learned counsel for the parties and perused the record carefully.

5. The petitioner was arrested in the present case on 08.07.2023 and is in custody since then and the challan has already been presented against him. Apart from that, two similarly placed co-accused Balwinder Singh and Rohit Kumar have already been granted the concession of bail by this Court vide the Annexures P-3 and P-4 respectively. Thus, no purpose will be served by sending the petitioner behind the bars.

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.

16.04.2024
hitesh

(N.S.SHEKHAWAT)
JUDGE

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