



CRM-M-22989-2024 (O&M)

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

Sr. No.220

CRM-M-22989-2024(O&M)

Date of decision : 04.07.2024

Jangeer Singh @ Jangir Singh

..... Petitioner

VERSUS

State of Haryana

..... Respondent

CORAM: HON'BLE MS. JUSTICE KIRTI SINGH

Present: Mr. Ramnish Puri, Advocate, for the petitioner.

Mr. Gaurav Bansal, DAG, Haryana.

Mr. Anmol Partap S. Mann, Advocate for the complainant.

KIRTI SINGH, J. (Oral)

This petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No.94 dated 19.05.2023 under Sections 420, 467, 468, 471, 120-B IPC registered at Police Station, Rozka Meo, District Nuh.

As per allegations, the petitioner, on the basis of forged General Power of Attorney, cheated the complainant. The petitioner is in custody since 16.02.2024.

Learned State counsel has filed the custody certificate in Court today which indicates the petitioner has undergone actual custody of 04 months and 18 days. He vehemently opposes the prayer for grant of regular bail to the petitioner. He further submits that the challan has been presented on 01.05.2024 before the learned trial Court, however, the charges have not been framed till date.

Learned counsel for the complainant states that the parties have entered into a settlement and as per terms thereof, the petitioner is in the



process of withdrawing his civil suit(s), besides accepting the title of land (in question) vesting with the complainant.

Heard.

The veracity of the allegations leveled against the petitioner shall be established during the course of the trial. Admittedly, the petitioner is in custody since 16.02.2024. The challan stands presented but charges are yet to be framed, keeping in view the pace of the trial and the submissions made by learned counsel for the complainant regarding the settlement, this Court is of the view that further incarceration of the petitioner would not serve any purpose.

Without commenting anything on the merits of the case, lest it may prejudice the trial, the present petition is allowed and the petitioner is ordered to be released on regular bail on his furnishing adequate bail/surety bonds to the satisfaction of the concerned learned trial Court/Duty Magistrate. The petitioner shall also abide by the following conditions:-

- (I) The petitioner will not tamper with the evidence during the trial.
- (II) The petitioner will not pressurize/intimidate the prosecution witness(s).
- (III) The petitioner will appear before the trial Court on the date fixed, unless personal presence is exempted.
- (IV) The petitioner shall not commit an offence similar to the offence of which he is accused of, or for commission of which he is suspected.
- (V) The petitioner shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the



facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer or tamper with the evidence.

In case of breach of any of the above conditions, the prosecution shall be at liberty to move an application for cancellation of bail before this Court.

However, nothing stated above shall be construed as a final expression of opinion on the merits of the case and the trial Court would proceed independently of the observations made in the present case which are only for the purpose of adjudicating the present bail petition.

(KIRTI SINGH)
JUDGE

04.07.2024

Ramandeep Singh

Whether speaking / reasoned

Yes/No

Whether Reportable

Yes/No