



IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHAND-IGARH

CRM-M-38851-2024

Date of Decision: 20.08.2024

Gurdeep Singh SandhuPetitioner

Versus

State of Punjab ...Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

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

Mr.Inderjeet Singh Ladher, DAG, Punjab.

FIR No.	Dated	Police Station	Section/s
357	05.12.2023	City Kharar, District SSA Nagar	419, 420, 467, 468, 471, 120-B IPC

GURVINDER SINGH GILL, J. (Oral)

1. The petitioner seeks grant of regular bail in respect of aforementioned FIR.
2. The FIR was lodged at the instance of complainant Harwinder Kaur, wherein it is alleged that her land has been sold by to the present petitioner by the co-accused by way of impersonation.
4. Learned counsel for the petitioner submitted that he has falsely been implicated in the present case and that as a matter of fact he is a *bona fide* purchaser of the land, who has himself been defrauded by the other co-accused and that he had no clue that the vendors were not the real owners of the land in question. Learned counsel further submitted that in the instant



case, 3 other co-accused have already been granted regular bail and under these circumstances, the petitioner, who has been behind bars for the last more than 6 months, deserves the concession of regular bail.

- 5. Opposing the petition, learned State counsel submitted that since the petitioner is the real beneficiary of the dubious sale deed, his complicity is clearly evident. It has also been submitted that the petitioner stands involved in 4 other similar cases and as such, being a habitual offender, he cannot be extended the concession of regular bail. Learned State counsel has, however, informed that the petitioner, as on date, has been behind bars for the last about 6 months and 20 days. It has also been informed that charges are yet to be framed and as many as 17 PWs have been cited.
- 6. This Court has considered rival submissions.
- 7. Without commenting anything as regards the merits of the case, but while noticing that the petitioner has been behind bars for the last about 6 months and 20 days and also the fact that the trial has not even commenced till date and as many as 17 PWs have been cited, further detention of the petitioner will not serve any useful purpose as the conclusion of trial will take some time. The petition, as such, is accepted and the petitioner is ordered to be released on regular bail on his furnishing bail bonds/surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

20.08.2024
sunita

(GURVINDER SINGH GILL)
JUDGE

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