





triable by the Court of Magistrate and the conclusion of the trial may take quite a long time.

3. On the other hand, learned State counsel, assisted by learned counsel for the complainant have vehemently opposed the submissions made by learned counsel for the petitioner on the ground that one more FIR of similar nature has already been registered against the present petitioner. Even in the present case, the petitioner had cheated the complainant to the tune of Rs.22 lakhs and the plot was illegally sold by the petitioner to the complainant in the present case.

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

5. In the present case, a dispute primarily pertains to a plot, which is already a subject matter of civil litigation before the Court of Civil Judge, Senior Division, Ludhiana. Apart from that, the case is apparently based on documentary evidence, which has been collected by the police and finally, the challan under Section 173 Cr.P.C. has already been presented before the Area Magistrate. The petitioner is in custody for the last almost four months and further custody of the petitioner will not serve any meaningful purpose.

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

19.09.2024.
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Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No