

IN THE HIGH COURT OF PUNJAB & HARYANA, CHANDIGARH

CRM-M No. 15176 of 2020
Date of decision : June 30, 2020

Surinder Singh

..... **Petitioner**

Versus

State of Punjab

..... **Respondent**

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present:- Mr. Pratham Sethi Advocate
for the petitioner.

Mr. Jagmohan Ghuman, DAG., Punjab

Mr. Dinesh Mahajan, Advocate
for the complainant.

Manjari Nehru Kaul, J (oral).

On account of outbreak of covid-19 the instant matter is being taken up through video conferencing.

The present petition has been filed under Section 439 Cr.P.C for grant of regular bail to the petitioner, in case FIR No. 32 dated 18.2.2020 under Sections 406, 420 and 120-B IPC registered at Police Station City Gurdaspur, District Gurdaspur.

Learned counsel for the petitioner contends that the only allegation against the petitioner is that he witnessed the alleged agreement to sell of the property in question. He further contends that the main accused has since been granted the concession of interim bail in CRM-M No. 15958 of 2020.

On the other hand, learned State counsel has not controverted the factual aspect of the submissions made by the learned counsel for the

petitioner and has apprised the Court on instructions from ASI Ajay Rajan that the report under Section 173 Cr.P.C is yet to be filed.

Learned counsel for the complainant has opposed the grant of concession of regular bail by contending that the petitioner along with the co-accused has cheated the complainant of Rs.5 lacs which was received as earnest money in respect of the property in question by the co-accused.

In view of the submissions made by learned counsel for the petitioner and keeping in view the fact that the petitioner has been in custody since 29.5.2020 and the trial is unlikely to conclude in the near future, I deem it a fit case to grant the concession of regular bail to the petitioner. Therefore, without expressing anything on the merits of the case, the instant petition is allowed and the petitioner is ordered to be released on regular bail to the satisfaction of the trial court/Duty Magistrate. However, it is made clear that any observation made herein above shall not be construed as an expression of opinion on the merits of the case.

(MANJARI NEHRU KAUL)
JUDGE

June 30, 2020

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Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No