

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M No. 11696 of 2015(O&M)

Date of decision : September 24, 2015

Gaurav,

..... Petitioner

v.

State of Haryana,

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. Ashok Saini, Advocate
for the petitioner.

Ms. Tanushree Gupta, DAG Haryana

Mr. VK Arya, Advocate
for the complainant.

- 1. Whether Reporters of Local Newspapers may be allowed to see the judgment ?**
- 2. To be referred to the Reporters or not ?**
- 3. Whether the judgment should be reported in the Digest ?**

Ajay Tewari, J (Oral)

The petitioner seeks grant of regular bail in case FIR No.884, dated 18.10.2013, registered under Sections 406, 420, 465, 467, 468, 471, 506, 120-B of the IPC, at Police Station Civil Lines, Karnal.

Counsel for the petitioner has argued that in this case of Magisterial trial, the petitioner has been in custody for 1 year and 4 months.

On 18.8.2015, the following order was passed :-

“This is a petition for grant of regular bail to the petitioner. As per the allegations the petitioner had taken a loan of Rs.1,20,00000/- and had given fake gold ornaments against that loan as security.

Learned counsel for the petitioner states that

the petitioner has now been in custody for the last 1 year and 3 months and now the FSL report has come as per which the said gold is pure.

Learned counsel for the complainant states that the process of testing gold by the FSL is incorrect in so much as they took the sample only from the top and the complainant had moved an application for re-testing which has been allowed by the Magistrate. As per him the report of the re-testing would be available in two weeks and he prays that the matter be adjourned till that date.

I find this to be a fair request. Adjourned to 07.09.2015.”

Learned DAG Haryana, on instructions from ASI Suraj Bhan, states that gold contents in the ornaments varied from 25 to 45%.

Without commenting upon the merits of the case, and keeping in view the period of custody already suffered by the petitioner, I deem it appropriate to grant the concession of regular bail to the petitioner.

Bail to the satisfaction of the trial Court/Duty Magistrate.

Petition stands disposed of.

September 24, 2015
`kk'

(**AJAY TEWARI**)
JUDGE