

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

CRM-M-18047-2015

Date of decision: 06.07.2015

Pravesh

... Petitioner

Vs.

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

Present: Mr. Akshay Bhan, Senior Advocate with
Mr. Ajay Jain, Advocate
for the petitioner.

RAMESHWAR SINGH MALIK, J. (ORAL)

Petitioner seeks bail pending trial in FIR No.8 dated 08.01.2015 under Sections 392, 396, 412, 414 IPC, registered at Police Station Farrukh Nagar, District Gurgaon.

Notice to Advocate General, Haryana.

Mr. Ashish Yadav, Addl. AG, Haryana accepts notice.

Learned Senior Counsel for the petitioner submits that in view of the allegations levelled against the petitioner, he was not the main accused. He further submits that since only the report under Section 173 Cr.P.C. has been presented to the learned Court of competent jurisdiction just on 20.01.2015 and charges are yet to be framed, trial will take pretty long time. He prays for allowing the present petition.

On the other hand, learned counsel for the State submits that petitioner has played a vital role. He has purchased the stolen property.

During the course of investigation, allegations levelled against the petitioner

have been found to be substantiated. He further submits that since FIR is dated 08.01.2015 and challan has already been presented, trial will not take long time. He prays for dismissal of the present petition.

Having heard the learned counsel for the parties at considerable length, after careful perusal of the record of the case and giving thoughtful consideration to the contentions raised, this Court is of the considered opinion that keeping in view the totality of facts and circumstances of the case, petitioner has not been found entitled for bail pending trial. It is so said because the matter is of serious nature. Further, FIR was registered only on 08.01.2015 and is stated to be listed before the learned trial Court today itself for framing of the charges.

In view of the above and without commenting anything further on merits at this stage, lest it should prejudice the rights of either of the parties, no case for bail pending trial has been made out.

Dismissed.

[RAMESHWAR SINGH MALIK]
JUDGE

06.07.2015
vishnu