

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

CRM-M-23356 of 2015
Date of Decision:24.07.2015

Sunil Kumar
Versus
State of Haryana

....Petitioner
...Respondent

CORAM: HON'BLE MRS. JUSTICE SNEH PRASHAR

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

Ms. Mahima, AAG, Haryana.

SNEH PRASHAR, J.

1. The present petition has been filed under Section 439 of the Code of Criminal Procedure (Cr.P.C.) for grant of concession of regular bail to the petitioner in case First Information Report No.99 dated 26.02.2015 under Sections 420, 467, 468 and 471 of the Indian Penal Code (for short 'IPC') and Section 12-B of the Passport Act, 1967 registered at Police Station City Fatehabad.

2. The accusation against the petitioner was that he held a passport number E2256418 dated 07.06.2002 . He applied for re-issuance of passport in lieu of the said passport with spouse name to be read as Bindra . On enquiry it was found that he had already held another passport bearing No. G-73200531 dated 31.01.2008 in the name of Anil Kumar with spouse name as Bindra on the basis of forged documents.

2. Heard the submissions made by Mr. Ashok Arora, Advocate

representing the petitioner and Ms. Mahima, AAG, Haryana representing the State.

3. Learned counsel for the petitioner submitted that the petitioner was arrested and is in judicial custody since 27.02.2015. His co-accused was granted bail by learned Additional Sessions Judge Fatehabad. Submitting that nothing remains to be recovered from the petitioner. The trial will also take some time, learned counsel sought release of the petitioner on regular bail

4. Learned State counsel filed custody certificate in Court today and the same is taken on record. According to the custody certificate the petitioner is in custody for the last 04 months and 26 days

5. Taking into consideration the fact and circumstances of the case, the trial is still likely to take time, there is no plausible ground to detain the petitioner in custody, therefore, without expressing any opinion on the merits of the case, the present petition is allowed. The petitioner is released on bail subject to his furnishing bail/surety bonds, to the satisfaction of trial Court/Duty Magistrate, Fatehabad.

July 24, 2015
rashmi

(SNEH PRASHAR)
JUDGE