

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Criminal Misc. No.M-2477 of 2015 (O&M)

Date of decision: 29th January, 2015

Bane Singh

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Anand Kumar Bishnoi, Advocate,
for the petitioner.

INDERJIT SINGH, J.

Petitioner Bane Singh has preferred this petition under Section 439 Cr.P.C., seeking regular bail in case FIR No.16 dated 09.01.2015, registered at Police Station Model Town, Rewari, District Rewari, under Section(s) 3/7/10 of the Essential Commodities Act, 1955 and Sections 420 and 120-B IPC.

Notice of motion.

On the asking of the Court, Mr. Deepak Grewal, DAG, Haryana, has accepted notice on behalf of respondent-State. Police record is also available.

I have heard learned counsel for the petitioner as well as learned State counsel and have gone through the record.

As per prosecution version, FIR has been registered on the basis of secret information and 36 bags of urea fertilizer from vehicle bearing registration No.RJ-32-GA-5265 and 31 bags of Urea fertilizer from vehicle bearing registration No.HR66-A-1186 were recovered without any document. The petitioner is in custody since 09.01.2015. He is not required for any investigation or interrogation

purposes nor anything is to be recovered from him. Recovery of urea fertilizer has already been effected from the petitioner. The trial of the case will take long time. No useful purpose will be served by keeping the petitioner in custody till the disposal of the case.

Therefore, keeping in view the facts and circumstances of the present case and without discussing the facts of the case in minute details and without expressing any opinion on the merit of the case, the present petition is accepted and the petitioner is ordered to be released on regular bail on his furnishing bail/surety bonds in the sum of ₹35,000/- with one surety in the like amount to the satisfaction of Chief Judicial Magistrate/Duty Magistrate, Rewari.

29th January, 2015
mamta

(INDERJIT SINGH)
JUDGE