

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

214

CRM-M No.3248 of 2015

Date of Decision:05.02.2015

Brijesh Kumar

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE MEHINDER SINGH SULLAR.

**Present: Mr.Ashwarya Bajaj, Advocate,
for the petitioner.**

**Mr.Naveen Sheoran, Deputy Advocate General,
Haryana, for the respondent-State.**

MEHINDER SINGH SULLAR, J.(oral)

The petitioner has preferred the instant petition for the grant of concession of regular bail, in a case registered against him along with his other main co-accused, namely, Ritu and Rupesh Kumar etc., vide FIR No.291 dated 04.08.2014, on accusation of having committed the offences punishable under Sections 419, 420, 511, 467, 468, 471 and 120-B, by the police of Police Station Model Town, Rewari.

2. Notice of the petition was issued to the State.

3. After hearing the learned counsel for the parties, going through the record with their valuable assistance and deep consideration of the entire matter, to my mind, the present petition for regular bail deserves to be accepted in this context.

4. Precisely, the prosecution, *inter alia*, claimed that the petitioner has only attempted to misappropriate an amount of ₹15,000/- as

bonus accumulated on account of Insurance Policy of the complainant. No other specific role or particular part is attributed to him in the FIR. All the main allegations of commission of indicated offences are assigned to other main accused Ritu etc.(non-petitioners).

5. Moreover, the petitioner was arrested in this case on 04.08.2014. Since then he is in judicial custody and no useful purpose would be served to further detain him in jail. There is no history of his previous involvement in any other criminal case. Otherwise also, all the offences alleged against the accused are triable by the Court of Magistrate. Since, even charges have not yet been framed against the accused, so, the conclusion of trial will naturally take a long time.

6. In the light of aforesaid reasons, taking into consideration the peculiar facts & the special circumstances, emanating from the record, as discussed here-in-above and without commenting further anything on merits, lest it may prejudice the case of either side during the course of trial of the main case, the instant petition for regular bail is hereby accepted. The petitioner is ordered to be released on bail on his furnishing adequate bail bonds and surety bonds to the satisfaction of the trial Court.

Needless to mention that, nothing observed here-in-above, would reflect, on merits in the trial of the main case, in any manner, as the same has been so recorded for a limited purpose of deciding the present petition for regular bail.

February 05, 2015
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(MEHINDER SINGH SULLAR)
JUDGE