

IN THE PUNJAB & HARYANA HIGH COURT AT CHANDIGARH

CRM-M-3283-2015

Date of decision : 05.02.2015

Tain Singh @ Tom

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MRS. JUSTICE REKHA MITTAL

Present: Mr.Mukesh Kumar Verma, Advocate
for the petitioner.

Ms.Neelam Kashyap, DAG, Haryana.

REKHA MITTAL, J.(ORAL)

The petitioner prays for grant of regular bail in FIR No.487 dated 26.11.2014 registered in Police Station Tauru, District Mewat for offence punishable under Sections 387, 120-B of the Indian Penal Code and Section 25 of the Arms Act.

Counsel for the petitioner contends that no recovery has been effected from the petitioner during his custodial interrogation and he has been falsely indicted in the crime. He has been remanded to judicial custody, therefore, no longer required for the purpose of investigation. The offence for which the case has been registered, are triable by the Court of Magistrate. No useful purpose would be served by detaining him in custody as presentation of challan and thereafter conclusion of trial is likely to take its own time.

Counsel for the State, on instructions from ASI Yad Ram, has

not disputed factual assertions but opposed the prayer for bail.

Without meaning to express any opinion on merits of the controversy, the petition is allowed and the petitioner is ordered to be released on bail on his furnishing bail bonds to satisfaction of the trial Court, subject to the following conditions:-

- (i) he shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him/her from disclosing such facts to the Court or to any police officer; and
- (ii) he shall not leave India without the previous permission of the Court.

(REKHA MITTAL)
JUDGE

February 05, 2015.
DK