

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Criminal Misc.No.M-35124 of 2015 (O&M)
Date of decision: 19th October, 2015

Azad Singh

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Naresh Kaushik, Advocate,
for the petitioner.

INDERJIT SINGH, J.

Petitioner has preferred the instant petition under Section 439 Cr.P.C., seeking regular bail in case FIR No.192 dated 18.06.2015, registered at Police Station Civil Lines, District Kaithal, under Sections 384, 388, 419, 420, 120-B IPC and Sections 7 and 13 of the Prevention of Corruption Act, 1988.

Notice of motion.

On the asking of the Court, Mr. Himmat Singh, AAG, Haryana, has accepted notice on behalf of respondent(s)-State and contested the instant petition. 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.

The FIR in the present case has been registered on the basis of application given by Raj Kumar, who mainly alleged that he has been blackmailed by a girl, who firstly calling him on mobile phone and then going alongwith him and now blackmailing him on the ground of rape. Then one person called and met the complainant and showed his identity card issued by the police department on

which name was mentioned as Azad Singh and told him that he is the Reader to the Superintendent of Police and then he asked the complainant as to whether he was going to compromise the matter with him or he may register the FIR. Lateron, the complainant came to know that said Azad Singh is Sub Inspector in the police department and is not the Reader to the Superintendent of Police. Then the complainant suspected that said Azad Singh was connived with said girl and trapped him in fraudulent manner and grabbed money from him. The petitioner is in custody since 18.06.2015. He is not required for any investigation or interrogation purposes nor anything is to be recovered from him as he is in judicial custody. The trial of the case will take long time. No useful purpose will be served by keeping the petitioner in custody.

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 bonds in the sum of ₹ 50,000/- with one surety in the like amount to the satisfaction of the trial Court/Duty Magistrate, Kaithal.

19th October, 2015
mamta

(INDERJIT SINGH)
JUDGE