

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

CRM-M-42332-2015 (O&M)
Date of decision : 24.12.2015

Aashish and another

...Petitioners

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Pankaj Bali, Advocate,
for the petitioners.

Mr. Yashwinder, DAG, Haryana,
assisted by ASI Harbhajan Singh.

Mr. S.S. Chadha, Advocate,
for Mr. Vinod Arya, Advocate,
for the complainant.

JITENDRA CHAUHAN, J.

The instant petition has been preferred under Section 439 Cr.P.C. seeking regular bail in case FIR No.884 dated 18.10.2013, registered under Sections 406, 420, 465, 467, 468, 471, 506, 120-B of the Indian Penal Code, at Police Station Civil Lines, Karnal.

The learned counsel contends that before disbursement of the amount of loan, the petitioners had mortgaged gold ornaments with the company, which were duly checked for purity by company's own

expert. The learned counsel further states that the FSL report is in their favour. The co-accused, namely, Gaurav and Rahul have already been admitted to bail. The petitioners are in custody since 27.03.2015.

On the other hand, the learned State counsel informs that the trial is in progress and out of sixteen prosecution witnesses, eight have already been examined. The complainant is yet to be examined.

Heard.

As per the report of the FSL, the metal has been identified as gold, the petitioners are in custody since 27.03.2015, and out of sixteen prosecution witnesses, eight are yet to be examined, therefore, it can safely be inferred that the trial is likely to take some time to conclude, without adverting to the merits of the instant case, this petition is allowed. The petitioners be admitted to bail during the pendency of the trial, subject to their furnishing bail bonds/surety bonds, to the satisfaction of the trial Court/Duty Magistrate.

24.12.2015
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(JITENDRA CHAUHAN)
JUDGE