

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

**CRM-M No.127 of 2016 (O&M)
Date of Decision: 20.01.2016**

Om Parkash

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mz. Shivani Singla, Advocate for the petitioner.

Mr. Gaurav Dhir, Deputy Advocate General, Haryana
for the respondent/State assisted by ASI Harbhajan Singh.

Mr. Vinod Kumar Arya, Advocate for the complainant.

JASWANT SINGH, J. (Oral)

Present petition is for grant of regular bail under Section 439 Cr.P.C. to the petitioner in case FIR No.884 dated 18.10.2013, under Sections 406, 420, 465, 467, 468, 471, 506 and 120-B of the Indian Penal Code, registered with Police Station Civil Lines Karnal, District Karnal (**Annexure P-1**).

As per the allegations levelled by the Branch Manager of a Finance Company, the petitioner had secured a loan of Rs.1,31,158/- by pledging gold. The petitioner defaulted in the payment of the installments and even the gold was found to be fake.

It is contended that the petitioner is in custody since 27.03.2015 and the case is triable by a Magistrate.

Challan is stated to have been presented and the case is at the stage of recording of prosecution evidence.

Learned State Counsel, assisted by ASI Harbhajan Singh, submits that 08 out of 16 prosecution witnesses have since been examined.

Learned Counsel for the complainant has also been heard.

Without commenting on the merits of the case, keeping in view the custody period and the fact that the trial is not likely to be concluded in near future, this Court finds that petitioner/accused deserves the concession of regular bail and as such he is ordered to be released on bail to the satisfaction of CJM/Duty Magistrate concerned.

Disposed of.

January 20, 2016
Gagan

(JASWANT SINGH)
JUDGE