

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

CRM-M No.14487 of 2016

Date of Decision:-06.05.2016

Lalu @ Lalman.

.....Petitioner.

Versus

State of Haryana.

.....Respondent.

CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH

Present:- Mr. Ashok Kaushik, Advocate for the Petitioner.

Mr. Neeraj Poswal, Assistant Advocate General, Haryana
assisted by ASI Jag Phool.

JASWANT SINGH, J (ORAL)

Prayer is under Section 439 Cr.PC for grant of regular bail to the petitioner-Lalu @ Lalman in case FIR No.522 dated 17.08.2015 for offences punishable under Sections 392, 394, 412 and 34 of Indian Penal Code and Section 25 of the Arms Act registered with Police Station Sadar Palwal, District Palwal.

As per allegations in the FIR, at around 5.00 am on 17.08.2015 a Canter No.HR-29V 0738 loaded with 10260 Kgs of Aluminum Ingots was intercepted by three unknown motor cycle borne criminals and on gunpoint took away the loaded canter by tying the driver and throwing him on the road.

Subsequently during investigation on 23.08.2015 the three accused were identified as Kailash, Bhola @ Ved Parkash and Parvesh Kumar and the recovery of Canter and the looted pieces of ingots were got recovered.

The role attributed to the petitioner-accused Lalu @ Lalman is of having received/purchased 1000 Ingots and recovery of 1000 Ingots each was effected from the petitioner-Lalu @ Lalman and co-accused Azru @ Azruddin.

It is contended that petitioner is in custody since 25.08.2015 and only 10 out of 17 Pws have since been examined. The petitioner is stated to be not involved in any other criminal case.

Learned State Counsel assisted by ASI Jag Phool does not dispute the attributed role, custody period and of non involvement of the petitioner in any other criminal case.

Without commenting on the merits of the case, keeping in view the custody period and that the trial is not likely to be concluded in near future, present petition is allowed and the petitioner Lalu @ Lalman is ordered to be released on bail to the satisfaction of learned CJM/Duty Magistrate, Palwal.

Petition stands disposed of.

(JASWANT SINGH)
JUDGE

May 06, 2016
Vinay