

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

**Criminal Misc. No. M-19646 of 2016
Date of Decision:-18.10.2016**

Satguru @ Sonu

...Petitioner

Versus

State of Haryana

...Respondent

CORAM:- HON'BLE MR. JUSTICE HARI PAL VERMA

Present:- Mr. Rahul Vats, Advocate
for the petitioner.

Mr. Vishal Garg, Additional A.G., Haryana.

HARI PAL VERMA J.(Oral)

Prayer in this petition filed under Section 439 Cr.P.C. is for grant of regular bail to the petitioner in the pending trial in case FIR No.167 dated 17.3.2016, under Sections 406, 420, 467, 468, 471 and 201 IPC, registered at Police Station Ratia, District Fatehabad, Haryana.

The allegation against the petitioner is that he has cheated several persons by taking monthly installments from them and did not deposit the amount in the accounts of those persons. In this manner, he has misappropriated the money resulted into registration of the present case.

On September 30, 2016 learned counsel for the petitioner has

made statement that he has instructions in the case to satisfy the claim of each of the complainant and considering the aspect, this Court has admitted the petitioner on interim bail. Learned counsel for the petitioner states that in terms of order dated 30.9.2016 the petitioner has satisfied the claim of each of the complainant and has paid them their dues. He has produced the copies of affidavits/ receipts furnished by each of the complainant/aggrieved persons with an averment that their claims have been satisfied.

Learned State counsel on instructions from ASI Balkrishan does not dispute the varacity of those receipts/affidavits and states that the petitioner has satisfied the claims of the complainants. However, he states that considering the nature of offence committed by the petitioner, he does not deserve to be released on bail.

I have heard learned counsel for the parties.

The petitioner is in custody since 12.4.2016 and challan in the case has been presented on 8.7.2016. The trial in the case will take sufficient long time as even the evidence of the prosecution witnesses has not been started. The receipts/affidavits so furnished by the complainants shows that the petitioner has satisfied their respective claims.

Accordingly, the petition is **accepted**. The petitioner is admitted on regular bail on furnishing of his bail bonds and surety bonds subject to satisfaction of the Chief Judicial Magistrate/Duty Magistrate, Fatehabad.

It is made clear that the observations made hereinabove shall

not be construed as reflection of any opinion on the merits of the main case and the trial Court shall decide the case on the basis of available evidence.

October 18, 2016
Vijay Asija

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned

Yes / No

Whether Reportable

Yes / No