

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

CRM No.M-20544 of 2016 (O&M)

Date of decision: 03.08.2016

Shyam Pal

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. Abhinav Sood, Advocate for
Mr. Munish Mittal, Advocate for the petitioner.

Mr. Saurabh Mohunta, DAG, Haryana.
assisted by ASI Baldev Raj.

Jitendra Chauhan, J. (Oral)

CRM-23437-2016

Allowed as prayed for, subject to all just exceptions.

Main Case

By filing the present petition, under Section 439 of the Code of Criminal Procedure, the petitioner has sought regular bail in case FIR No. 743 dated 03.12.2015, registered under Sections 420, 467, 468 and 471 IPC, at Police Station Jagadhri City, District Yamuna Nagar.

Learned counsel for the petitioner states that the petitioner contacted co-accused, Raju for obtaining licence in question. At the relevant time, the co-accused Raju had been residing in his neighbourhood and had been operating from the chamber in District Court. On his assurance, the petitioner paid him Rs.2500/- as a fee for

preparation of the licence. The petitioner is an illiterate person and did not supply any forged or fake documents. The petitioner is in custody since 02.05.2016.

On the other hand, learned State counsel opposes the bail application and states that the petitioner being native of District Jagadhri obtained driving licence of Nagaland and he was fully aware that the licence held by him is not valid and effective.

I have heard learned counsel for the parties and perused the record.

The petitioner is an illiterate person, whereas co-accused Raju is stated to be involved in preparation of driving licence having chamber in District Court Complex, Jagadhri. Considering the fact that challan stands presented; out of 08 witnesses, none has so far been examined, therefore, it can safely be inferred that the trial is not likely to be concluded in the near future, without adverting to the merits of the instant case, this petition is allowed. The petitioner be admitted to bail during the pendency of trial, on his furnishing bail bonds and surety bonds, to the satisfaction of the trial Court.

Anything said herein above shall not be construed as an expression of opinion on the merits of the case.

03.08.2016
sumit.k

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No