

CRM-M-20746-2016 (O&M)

Date of Decision : 03.08.2016

Surender Singh

.....Petitioner

versus

State of Haryana

....Respondent

CORAM : HON'BLE MR. JUSTICE M.M.S. BEDI**Present:** Mr. Arjun Sharma, Advocate
for the petitioner.

Mr. G.S. Salwara, DAG, Haryana.

Ms. Shalini Attri, Advocate
for the complainant.**M.M.S. BEDI, JUDGE (ORAL)**

The petitioner seeks concession of regular bail in a case registered at the instance of Aram Singh alleging that his brother Shyambir had been arrested in a criminal case on 09.07.2015 and the complainant was called to the police station where Rambir, non-applicant, CIA Incharge had threatened the complainant that Shyambir would be assaulted and killed, in case, the complainant does not pay a sum of Rs. 5 lacs. The petitioner in the capacity as ASI and two other police officials had arrived there and demanded bribe from the complainant. Complainant had allegedly given a sum of Rs.1,50,000/- to the petitioner.

Learned counsel for the complainant and the State counsel have opposed the application contending that there has been telephonic conversation between the petitioner, complainant and Indraj regarding the demand having been raised.

Without expression of any opinion on merits, it is sufficient

to observe that the investigation is complete and the challan stands already presented.

The petitioner has been in custody for the last more than three months. The voice sample of the petitioner has already been obtained. The trial is likely to take a long time. No useful purpose will be served by keeping the petitioner in custody. Chance of tampering with the evidence also appears to be remote, the petitioner being under suspension. Petition is allowed. Petitioner is ordered to be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of the trial Court subject to a condition that petitioner will not make any attempt to, directly or indirectly, threaten any witness or person acquainted with the facts of the case.

(M.M.S. BEDI)
JUDGE

03.08.2016

Neha

Whether Speaking/Reasoned: Yes/No

Whether Reportable: Yes/No