IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM No.M-31427 of 2016 (O&M)
Date of decision: December 1, 2016

Rakesh Kumar

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Maneesh Kumar Bali, Advocate
for the petitioner.

Mr. P.S. Grewal, DAG, Punjab.

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INDERJIT SINGH, J.

Petitioner-Rakesh Kumar has filed this petition under Section 439 Cr.P.C. for grant of regular bail in case FIR No.75 dated 11.06.2014 registered at Police Station Nangal, District Rupnagar, under Section 420 of Indian Penal Code.

Notice of motion has been issued in this case.

Mr. P.S.Grewal, Deputy Advocate General, Punjab, has put in appearance on behalf of the respondent-State and contested this petition.

I have heard learned counsel for the petitioner as well as learned State counsel and have gone through the record.

From the record, I find that as per FIR the allegations against the present petitioner are that he has cheated the complainant for more than Rs.3 lakhs on the pretext of sending them to abroad. The petitioner is in custody since 11.07.2016. The offences alleged against the present petitioner are triable by Magistrate. He is not required for any investigation

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or interrogation purposes as he is in judicial custody. The trial of the case will take long time. No useful purpose will be served by keeping the petitioner in custody till the final disposal of the case.

Keeping in view the facts and circumstances of the present case; without discussing the facts in minute detail and without expressing any opinion on the merits of the case, this criminal miscellaneous petition is allowed and the petitioner is ordered to be released on regular bail subject to his furnishing personal bonds in the sum of Rs.50,000/- with one surety in the like amount to the satisfaction of the trial Court/Duty Magistrate.

December 1, 2016 **(INDERJIT SINGH)**
rajesh.k.khurana **JUDGE**

Whether speaking/reasoned : Yes
Whether Reportable : No

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