

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

CRM No.M-35413 of 2016 (O&M)

Date of decision: October 7, 2016

Deepak Bhatia and another

...Petitioners

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Bipan Ghai, Senior Advocate with
Mr. Paras Talwar, Advocate
for the petitioners.

INDERJIT SINGH, J.

Petitioners Deepak Bhatia and Vijay Bhatia have filed this petition under Section 439 Cr.P.C. for grant of regular bail in case FIR No.303 dated 02.06.2016, registered at Police Station Central Faridabad, District Faridabad, under Sections 406, 420, 468, 471, 506 and 120-B of Indian Penal Code.

Notice of motion has been issued in this case.

Mr. Vikas Chopra, Deputy Advocate General, Haryana, has appeared on behalf of the respondent-State and Mr. Amit Parashar, Advocate has appeared and filed vakalatnama on behalf of the complainant and contested this petition.

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

Learned counsel for the petitioners argued that the petitioners were Directors of the Company and as per allegations of the complainant,

they have resigned in August 2014 and the said fact is being contested by

the petitioners before the appropriate authority. The agreement to sell is stated to be of 17.01.2014, which prima facie means it has been executed when the petitioners were the Directors of the Company. It is a regular bail application and thus, there is no need to discuss the facts of the case in minute details. The petitioners are in custody since 15.09.2016. They are not required for any investigation or interrogation purposes as they are in judicial custody. Otherwise also, the offences alleged against the petitioners are triable by Magistrate. 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 petitioners are ordered to be released on regular bail subject to their furnishing personal bonds in the sum of Rs.50,000/- with one surety in the like amount each to the satisfaction of the trial Court/Duty Magistrate.

October 7, 2016

rajesh.k.khurana

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned	:	Yes
Whether Reportable	:	No