

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-37039-2016

Date of decision: October 24, 2016.

Brijesh Kumar

... **Petitioner**

v.

State of Haryana

... **Respondent**

CORAM: **HON'BLE MR. JUSTICE A.B. CHAUDHARI**

Present: Shri Sushil Bhardwaj, Advocate for the petitioner.

Ms. Tanushreet Gupta, Deputy Advocate General, Haryana.

A.B. Chaudhari, J. (Oral):

Heard learned counsel for the rival parties. The petitioner was arrested on 28.8.2016 and is in custody since then and the challan is yet to be submitted, as stated by learned counsel for the State. The allegation against the petitioner is that he has forged an order in the name of the Assistant Mining Engineer for release of the tractor-trolley on the ground that the compounding was done. In fact, the order was fake, prepared by the petitioner.

Be that as it may, looking to the nature of the offence and the fact that the case is triable by the Magistrate, in my opinion, there is no point in continuing the detention of the petitioner.

In that view of the matter, since he has sufficiently undergone the period as an under-trial, the petition is allowed. The petitioner is ordered to be released on bail to the satisfaction of the CJM/Duty Magistrate concerned.

[**A.B. Chaudhari**]
Judge

October 24, 2016.

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Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No