

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

**CRM No. M-40130 of 2016**

Date of decision:- December 02, 2016

**RAJ KUMAR @ RAJU**

**....PETITIONER..**

**VS.**

**STATE OF HARYANA**

**....RESPONDENT..**

**CORAM:- HON'BLE MR. JUSTICE JASPAL SINGH**

Present:- Mr. Namit Khurana, Advocate,  
for the petitioner.

Ms. Harpreet Kaur, AAG, Haryana.

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**JASPAL SINGH, J. (Oral)**

By virtue of instant petition preferred under Section 439 of the Code of Criminal Procedure (for brevity, "Code" only), petitioner-Raj Kumar @ Raju has sought bail during the pendency of trial, in case FIR No.87, dated 28.03.2016, under Sections 379, 411, 420, 467, 468, 471, 473 and 120-B IPC, Police Station Pinjore, District Panchkula.

2. Concededly, the petitioner was arrested in this case on 28.03.2016 and after subjecting him to custodial interrogation, he was remanded to judicial custody. Meaning thereby, he was no more required for further interrogation/investigation. On conclusion of investigation, challan has already been presented, disposal of which is likely to take sufficient long time. Moreover, the truck in question has already been recovered at the instance of petitioner. Co-accused of the petitioner namely Rajesh @ Kala has already been granted the concession of bail by this Court vide order

dated 27.10.2016 passed in CRM-M-37012-2016. The case of the petitioner is not on different footings than that of his co-accused.

3. No doubt, there are some other cases but it has been pointed out by learned counsel for the petitioner that though in all the cases he is facing trial but he is on bail.

4. Taking into consideration the aforesaid aspects but without expressing any opinion on the merits of the case, the petition is allowed and petitioner is ordered to be released on bail, during pendency of trial, at the satisfaction of trial Court/Duty Magistrate.

5. It is made clear that, in case, the petitioner is found indulging in any sort of criminal cases after his release on bail, the prosecution shall be at liberty to prefer an application for cancellation of the instant bail order.

**December 02, 2016**  
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**(JASPAL SINGH)**  
**JUDGE**

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No