

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

CRM No. M-40335 of 2016

Date of decision:- November 16, 2016

RAJESH KUMAR @ RAJU

....PETITIONER..

VS.

STATE OF HARYANA

....RESPONDENT..

CORAM:- HON'BLE MR. JUSTICE JASPAL SINGH

Present:- Mr. Rajiv Verma, Advocate,
for the petitioner.

Mr. Tanuj Sharma, AAG, Haryana.

JASPAL SINGH, J. (Oral)

By virtue of instant petition preferred under Section 439 of the Code of Criminal Procedure (for brevity, "Code" only), petitioner-Rajesh Kumar @ Raju has sought concession of bail during the pendency of trial, in case FIR No.486, dated 20.08.2016, under Sections 379-A IPC, Police Station City Fatehabad, District Fatehabad, Haryana.

2. Concededly, the petitioner was arrested in this case on 24.08.2016 and after subjecting him to custodial interrogation, he was remanded to judicial custody where he is cooling his heels. On conclusion of the investigation, report under Section 173 (2) of the Code has already been presented. The disposal of challan would certainly take sufficient long time. Thus, this Court is of the considered view that no useful purpose would be served by keeping the petitioner behind the bars for an indefinite period.

3. 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.

November 16, 2016
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(JASPAL SINGH)
JUDGE

Whether speaking/reasoned: Yes/No

Whether reasonable: Yes/No