

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

CRM-M-42296 of 2015 (O&M)

Date of decision : 08.08.2016

Anil Cheppa

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: None for the petitioner.

Mr. Neeraj Poswal, AAG, Haryana

Mr. P.S. Ahluwalia, Advocate
for the complainant (s).

JITENDRA CHAUHAN, J. (Oral)

The present petition filed under Section 439 of the Code of Criminal Procedure (for short, 'the Cr.P.C.') seeking regular bail in case FIR No.276 dated 01.08.2013, registered under Sections 406, 408, 420, 120-B of the Indian Penal Code (for short 'the IPC'); Section 66 of the IT Act; and Section 63-B of the Copyright Act, at Police Station Farkpur, District Yamuna Nagar.

It is averred in the petition that the petitioner has been falsely implicated in the present case. Neither the petitioner is partner in M/s Adarsh and Deepak Industries nor in M/s Teri Tek Industries, who allegedly have violated the copyright of the complainant's company. He was merely an employee of the firm M/s Adarsh and Deepak Industries. The petitioner

is in custody since 16.07.2015 and no recovery has been effected from him.

Out of nine accused, seven have already been admitted to bail.

On the other hand, the learned State counsel submits that there are specific allegations against the petitioner. He states that out of 30 prosecution witnesses, chief examination of only one i.e. complainant has been done so far. He further states that challan has been filed and charges have been framed.

Heard.

Keeping in view the fact that the petitioner is in custody since 16.07.2015; out of 30 prosecution witnesses, examination-in-chief of only complainant has been done so far; and challan stand presented, no useful purpose would be achieved in keeping the petitioner behind the bars.

In view of above, without adverting to the merits of the instant case, this petition is allowed. The petitioner be admitted to bail during the pendency of the trial, on his furnishing bail bonds/surety bonds, to the satisfaction of the trial Court.

Anything said herein above shall not be construed as an expression of opinion on the merits of the case.

08.08.2016

ashok

**(JITENDRA CHAUHAN)
JUDGE**

Whether speaking/reasoned: Yes / No

Whether reportable: Yes / No