

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

**CRM No. M-43693 of 2016
DECIDED ON: DECEMBER 13, 2016**

RAM TIRATH

.....PETITIONER

VERSUS

STATE OF HARYANA

.....RESPONDENT

CORAM: HON'BLE JUSTICE JASPAL SINGH

Present: Mr. Arun Singal, Advocate
for the petitioner.

Ms. Harpreet Kaur, AAG, Haryana.

JASPAL SINGH, J (ORAL)

By virtue of instant petition preferred under Section 439 Cr.P.C., petitioner has sought bail in case bearing FIR No. 544, dated 23.08.2016, under Sections 420, 272, 273, 407, 467, 468 and 471 IPC and 7-10-55 of Essential Commodities Act, registered at Police Station Model Town, Panipat.

In brief, the allegations against the petitioner are that he while working as a Supervisor loaded the animal feed, which is alleged to be adulterated, on the truck during the midnight of 22/23.08.2016. The adulterated cattle feed was manufactured in the premises owned by Shambhu Nath. Petitioner, Shambhu Nath and Hanuman-driver of the truck were intercepted by the police party at the spot. Hanuman, driver of truck as well as Shambhu Nath, owner of the premises, have already been granted the concession of bail by

this Court vide orders dated October 20, 2016 and November 30, 2016, respectively passed in ***CRM No. M-36480 of 2016 and CRM No. M-41397 of 2016***. The case of the petitioner is not on different footings than that of afore-said persons.

Moreover, petitioner is cooling his heels behind the bars since the date of his arrest i.e. August 23, 2016. Otherwise also, on conclusion of investigation report under Section 173(2) Cr.P.C. has already been presented and the disposal thereof, would take sufficient long time.

In the given circumstances, it would not be desirable to keep the petitioner behind the bars for an indefinite period, especially in the circumstances that recovery of 400 bags of adulterated cattle feed has already been effected.

Taking in to consideration the afore-said aspects but without expressing any opinion on the merits of the case, instant petition is allowed and petitioner is ordered to be released on bail, during the pendency of trial, at the satisfaction of learned trial Court/Duty Magistrate.

DECEMBER 13, 2016
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(JASPAL SINGH)
JUDGE

Whether speaking/reasoned *Yes/No*

Whether reportable *Yes/No*