

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

CRM-M No. 43249 of 2015 (O&M)

Date of Decision: 05.01.2016

Mam Chand

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. S.K. Daaria, Advocate
for the petitioner.

Mr. M.S. Sidhu, Addl. A.G., Haryana
for the respondent/State, assisted by ASI Suresh Kumar.

JASWANT SINGH, J. (ORAL)

Prayer is for grant of regular bail on behalf of the petitioner in case FIR No. 865, dated 03.10.2015 for offences punishable under Sections 420 and 406 of the Indian Penal Code, registered at Police Station Civil Lines, Hisar.

As per allegations surfacing in the investigation, the details of the credit cards of the complainant were obtained and thereafter misused a sum of Rs. 53,000/- (approx.) by purchasing various items through online. The main master mind is Yogesh-accused, who used to operate the obtained credit cards information, while the present petitioner alongwith Arun used to receive the delivery.

It is contended that the petitioner is in custody since 10.10.2015 and the investigation qua him is over. It is further submitted that the case is triable by the learned Magistrate.

Learned State counsel, assisted by ASI Suresh Kumar submits that the main accused-Yogesh is yet to be arrested while the investigation qua the petitioner at this stage is over.

Without commenting on the merits of the case, keeping in view the facts noticed above and custody period of the petitioner, no useful purpose would be served by keeping the petitioner/accused in custody since the trial is not likely to be concluded in near future, the present petition is allowed and the petitioner is ordered to be released on bail subject to satisfaction of Chief Judicial Magistrate/Duty Magistrate concerned.

Disposed of.

January 05, 2016

'dk kamra'

(JASWANT SINGH)
JUDGE