

IN THE HIGH COURT OF PUNJAB & HARYANA AT  
CHANDIGARH

CRM No. M-4705 of 2016 (O&M)

Date of Decision: 16.02.2016

Sudhir Kumar

--Petitioner

Versus

State of Haryana & another

--Respondents

**CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.**

Present:- Mr. Subhash Kumar, Advocate for the petitioners.

Mr. Rajiv Doon, A.A.G., Haryana.

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**TEJINDER SINGH DHINDSA.J**

Petitioner seeks benefit of regular bail pending trial in case FIR No.271 dated 21.07.2015, under Sections 379/420 of Indian Penal Code, registered at Police Station Farakpur, District Yamuna Nagar.

FIR was registered on the complaint of Virender Kumar. Accusations are against two unknown persons who changed his ATM card and thereafter withdrawn a total sum of Rs.24000/- approximately in 3 different transactions on 18.07.2015, 19.07.2015 and 20.07.2015.

It so transpires that during the course of investigation co-accused Amit and Gullu were arrested. The present petitioner is sought to be implicated on the basis of disclosure statement of co-accused Amit and Gullu.

Petitioner was arrested on 08.12.2015.

Investigation in the case is complete and the challan has been presented. Charges are yet to be framed. Trial as such is at the very initial stage.

Even though learned State counsel would oppose the present petition by stating that the petitioner is a habitual offender and is involved

in four other FIRs.

It has gone uncontroverted that the petitioner has been granted bail in each of other four cases. Still further, it may be noticed that co-accused Sarwan Kumar and against whom there were identical allegations, has been granted benefit of regular bail in the light of order dated 9.2.2016 passed in CRM No. M-4030 of 2016.

Without making any observations on merits, present petition is allowed. Petitioner be enlarged on bail subject to satisfaction of C.J.M./Duty Magistrate, Yamuna Nagar.

Petition disposed of.

**(TEJINDER SINGH DHINDSA)**  
**JUDGE**

**16.02.2016**

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