

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

**CRM-M No. 670 of 2016 (O&M)
Date of Decision: 20.01.2016**

Sahil

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Mukesh Kumar Bhatnagar, Advocate for
Mr. Ram Pal Verma, Advocate
for the petitioner.

Mr. Gaurav Dhir, DAG, Haryana
for the respondent/State assisted by ASI Jasmer Singh.

JASWANT SINGH, J. (ORAL)

Prayer is for grant of regular bail on behalf of the petitioner in case FIR No. 319, dated 10.06.2015, for offences punishable under Sections 379 and 411 of the Indian Penal Code, registered at Police Station City Sonapat.

As per allegations, on 10.06.2015, some unknown person(s) committed the theft of a white colour motorcycle bearing Registration No. HR-11-C-7247.

Learned counsel for the petitioner submits that a false case has been planted upon the petitioner, apart from that taking the allegations at the face value even then name of the petitioner has not been figured in the FIR and the alleged recovery of motorcycle has been planted upon the petitioner by the police. He further submits that the petitioner is in custody since 11.06.2015. Challan is stated to have been presented and charges have been framed and the case is fixed for recording of prosecution evidence.

Learned State Counsel, assisted by ASI Jasmer Singh, does not refute the above said factual position. He further submits that the petitioner is involved in other two more criminal proceedings under Section 379, Indian Penal Code and Section 25 of the Arms Act.

Without commenting on the merits of the case, keeping in view the facts noticed above; 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 20, 2016
'dk kamra'

(JASWANT SINGH)
JUDGE