

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

CRM-M No. 9449 of 2016 (O&M)

Date of Decision: 02.06.2016

Amit Kumar

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Ashit Malik, Advocate
for the petitioner.

Mr. Neeraj Poswal, Assistant Advocate General, Haryana
for the respondent/State assisted by ASI Khem Chand.

JASWANT SINGH, J. (ORAL)

Prayer in this petition under Section 439 of Cr.P.C. filed on behalf of the petitioner-accused-Amit Kumar is for grant of regular bail in case FIR No. 70, dated 10.02.2016, for offences punishable under Sections 420, 467, 468, 471, 120-B of the Indian Penal Code and Section 61-1-14 of Excise Act, registered at Police Station Sadar Palwal, District Palwal.

On a secret information, on 10.02.2016, two-hundred (200) cartons of country-made liquor was seized without proper permits being transported in a Pickup vehicle bearing registration No. HR-73-8683.

The role attributed to the petitioner is that he had tampered with the permit which stood already expired and tried to use forged permit for transporting the said liquor.

It is contended that the petitioner is a Manager of L-13 licensed godown and said pass is an online pass generated by the computer. Be that

as it may, the petitioner is in custody since 12.02.2016 and after completion of investigation challan stands presented. It is further submitted that the evidence of ten (10) cited prosecution witnesses is yet to commence.

Learned State Counsel, assisted by ASI Khem Chand, does not refute the aforesaid factual contentions as also the stage of trial.

Without commenting on the merits of the case, keeping in view the facts noticed above; custody period of the petitioner and the fact that the trial is not likely to be concluded in near future, this Court finds that petitioner-accused-Amit Kumar deserves the concession of regular bail and as such he is ordered to be released on bail to the satisfaction of Chief Judicial Magistrate/Duty Magistrate concerned.

Disposed of.

June 02, 2016

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**(JASWANT SINGH)
JUDGE**