

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

CRM-M-18900 of 2017

Date of Decision: 01 June, 2017

Rampreet

...Petitioner

Versus

State of Haryana

..Respondent

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present: Mr. Amandeep Singh Talwar, Advocate
for the petitioner.

Mr. Munish Sharma, AAG, Haryana.

FATEH DEEP SINGH, J.

The allegations against the petitioner in this regular bail application under Section 439 Cr.P.C are that on 22.1.2017 a vehicle bearing No.HR-61-B-6717 make TATA being driven by the petitioner was apprehended along with 30 bags of urea fertilizer and subsequently it transpired that the same had been supplied to M/s Sangam Industry owned by Rajesh Goyal and which under the Government policy was to be sold on subsidised rate of Rs.180/- per bag to the agricultural class but in fact the dealer was selling the same in black market @ Rs.280/- per bag to the private dealers.

The contentions of the learned counsel for the petitioner that the petitioner is behind the bars since 26.1.2017 and that he was mere driver of the vehicle carrying on with his duty unaware of the technicalities

and the purpose for which the goods were ferried.

Though, on behalf of the State bail application is stoutly opposed by the learned State counsel on the grounds of seriousness of the allegations and heinousness of the offence but the factual scenario is not dispute by him.

Appreciating the submissions, the own stand of the State that the petitioner happens to be the driver of the vehicle from which the fertilizer was recovered and to the specific query of the Court learned State counsel accepts that there is no semblance of evidence to show that the petitioner was in any manner malafidely or illegally involved in the sale of these goods and that he was only the driving of the vehicle.

In view thereof and keeping in view that trial is not likely to be concluded in near future and no useful purpose would be served by keeping the petitioner behind the bars, without adverting anything on the merits of the case, the present petition for grant of regular bail is allowed. Petitioner be admitted to bail to the satisfaction of the trial Court.

(FATEH DEEP SINGH)
JUDGE

June 01, 2017
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Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No