

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Crl. Misc. No. M-19520 of 2017

Date of decision: 07.07.2017

Amarjeet

... Petitioner

Versus

State of Haryana

... Respondent

CORAM:- HON'BLE MR. JUSTICE RAJIV NARAIN RAINA

Present: Mr. P.S. Sullar, Advocate, for the petitioner.

Mr. Surender Singh, AAG, Haryana

RAJIV NARAIN RAINA, J.(Oral)

This is a petition for grant of regular bail under Section 439 Cr.P.C. to the petitioner in case FIR No. 403 dated 05.11.2014 registered under Sections 406, 420 IPC at Police Station Suraj Kund, District Fardidabad, Haryana.

Learned counsel for the petitioner contends that the dispute under Section 138 of the Negotiable Instruments Act was hit by limitation and as a counter blast the complainant had lodged the present FIR.

The petitioner has been in judicial custody since 23.02.2017 and the trial would take time and the prosecution has to establish its case on evidence which has yet to come. The evidence of the prosecution witnesses has not even started.

Keeping in view the facts and circumstances of the present case and without expressing any opinion on the merits of the case, I deem it appropriate to enlarge the petitioner on bail.

The petition is allowed and the petitioner is ordered to be released on bail, subject to the satisfaction of the concerned trial Court/Illaq Magistrate, Faridabad.

(RAJIV NARAIN RAINA)
JUDGE

07.07.2017

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Whether speaking/reasoned Yes / No

Whether Reportable: Yes / No