

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

**CRM NO. M-31259 OF 2017
DECIDED ON : 31.10.2017**

Surender

...Petitioner

versus

State of Haryana

...Respondent

CORAM : HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present : Mr. Robin Lohan, Advocate,
for the petitioner.

Mr. Vikas Malik, DAG, Haryana.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking regular bail in FIR No.194 dated 11.03.2017 under Sections 380/420 IPC, registered at Police Station Jhajjar, District Jhajjar.

Learned counsel for the petitioner contends that allegations against the petitioner are that he had duped the complainant who wanted to withdraw money from her ATM and instead he himself withdrew the money from complainant's account. He further contends that petitioner is in custody for over five months since his arrest on 30.05.2017 and the complainant in her statement recorded before the trial Court has stated that petitioner was not the person who had changed her ATM card and withdrawn money from her account.

Learned State counsel, upon instructions from ASI Pawan Kumar, submits that 02 out of 12 prosecution witnesses have been examined and the matter is now listed on 17.11.2017 for examination of remaining prosecution witnesses. He does not controvert the submissions of learned counsel for the petitioner that complainant did not name the petitioner as the person who had changed her ATM card and withdrawn money from her account.

Heard.

In view of the submissions of learned counsel for the petitioner and keeping in view the fact that petitioner is in custody for over five months and the conclusion of trial is likely to take some time, I deem it a fit case to grant the concession of regular bail to the petitioner.

Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed. Petitioner Surender is ordered to be released on regular bail on his furnishing bonds to the satisfaction of trial Court/Duty Magistrate.

(ANUPINDER SINGH GREWAL)
JUDGE

OCTOBER 31, 2017
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Whether speaking/reasoned : YES/NO
Whether reportable : YES/NO