

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

CRL. MISC. No.M-40528 OF 2017
DATE OF DECISION : 8th NOVEMBER, 2017

Pardeep

.... Petitioner

Versus

State of Haryana

.... Respondent

CORAM : HON'BLE MR. JUSTICE A. B. CHAUDHARI

* * * *

Present : Mr. Anshumaan Dalal, Advocate for the petitioner.

Ms. Tanushree Gupta, DAG, Haryana.

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A. B. CHAUDHARI, J. (ORAL)

The petitioner has filed this petition under Section 439 Cr.P.C. seeking regular bail in FIR No.178, dated 01.07.2015 registered under Sections 409, 420, 467, 468, 472, 201 & 120-B IPC registered at Police Station Old Sabzi Mandi, Rohtak, District Rohtak.

Heard learned counsel for the rival parties.

The petitioner was arrested on 27.07.2017 and is in jail since then. The main accused Patwari Bhagat Singh, who was instrument in relation of the fraud and forgery, was arrested on 01.07.2016 and looking to the long period of detention, this Court has granted bail to Patwari Bhagat Singh vide order dated 10.08.2017. This Court had also ordered attachment of property of Patwari Bhagat Singh. Learned State counsel has submitted that his house has been attached. The State is directed to proceed and hold departmental enquiry against Patwari Bhagat Singh and

complete the same within six months besides the criminal case registered against him.

Insofar as the present petitioner is concerned, the allegation is that in his account the cheque was deposited and after deposit thereof the amount was withdrawn on the next date. According to the petitioner the amount was given to the person who had brought the cheque and the said person is also arrested and is in jail. According to counsel for the petitioner, the petitioner is a poor person which can be seen from the statement of his account.

Looking to the period of custody of the petitioner since 27.07.2017, I do not think that any useful purpose will be served in continuing his detention in the custody, since the trial will take its own time for its disposal. Hence, I make the following order:

ORDER

- (i) The CRL. MISC. No.M-40528 OF 2017 is allowed.
- (ii) The petitioner is ordered to be released on bail to the satisfaction of the concerned CJM/Duty Magistrate.
- (iii) The petitioner to surrender his passport with the trial Court, if he possesses the same.
- (iv) The State to attach the property of the petitioner in accordance with law.

8th NOVEMBER, 2017
'raj'

(A. B. CHAUDHARI)
JUDGE

<i>Whether speaking/reasoned:</i>	<i>Yes</i>	<i>No</i>
<i>Whether Reportable:</i>	<i>Yes</i>	<i>No</i>