

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

Crl. Misc. M-41314 of 2017 (O&M)
Date of Decision: December 11, 2017

Naveen

...Petitioner

Versus

State of Haryana

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Chetan Mittal, Senior Advocate with
Mr. Ankur Soni, Advocate
for the petitioner.

Ms. Gaganpreet Kaur, AAG Haryana.

JAISHREE THAKUR, J. (Oral)

The instant petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner for having committed an offence under Section 412 of Indian Penal Code in case FIR No.40 dated 30.01.2017, under Sections 395, 397, 458, 506, 376-D, 412 of Indian Penal Code and Section 25 of Arms Act, registered at Police Station Pataudi, District Gurugram.

Learned Senior counsel for the petitioner contends that the petitioner herein was taken into custody in the aforesaid FIR on 28.09.2017. It is submitted that the petitioner is falsely implicated in the present case. It is argued that the only allegations against him would be that he is in receipt

of stolen articles and this too, on the basis of a disclosure. It is also contended that investigation is complete, as the challan has been presented, therefore, the petitioner is entitled to be enlarged on bail.

Learned counsel appearing on behalf of the respondent-State, on instructions from the Investigating Officer, opposes the grant of regular bail, however, does not dispute the fact that challan has been presented.

I have heard learned counsel for the parties.

Since, the trial is likely to take some time and in view of the facts that the petitioner herein has been in custody since 28.09.2017 and that investigation is complete, as the challan has been presented, no useful purpose would be served in keeping the petitioner behind bars. At this stage, without commenting on the merits of the case, the instant petition is allowed and the petitioner is directed to be released on regular bail on execution of adequate personal bond and surety bond to the satisfaction of concerned trial Court/Duty Magistrate.

December 11, 2017

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(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No