

**IN THE HIGH COURT OF PUNJAB AND HARYANAAT
CHANDIGARH**

CRM-M-45646-2016

Date of Decision: 12.01.2017

Rakesh Kumar

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Dhiraj Chawla, Advocate,
for the petitioner.

INDERJIT SINGH, J.

Petitioner, Rakesh Kumar has filed this petition under Section 439 Cr.PC. for grant of regular bail in case FIR No.280 dated 30.09.2016, registered at Police Station Julana, District Jind, under Sections 379, 420, 467, 468, 471 and 120-B of the Indian Penal Code.

Notice of motion. On the asking of Court, Mr. Parveen Kumar Aggarwal, DAG, Haryana has put in appearance on behalf of the respondent-State and contested this petition.

I have heard learned counsel for the petitioner as well as learned State counsel and have gone through the record.

From the record, I find that the police received a secret information that Canters bearing registration Nos.HR-69-A-5421 and HR-62-9248 loaded with 310 and 260 bags of wheat, respectively, which were meant for the Public Distribution System for poors, were diverted to Rohtak side from warehouse Julana instead of village Lakhmirwala, Nirjan, Lochab, Barsana and Dalamwala in collusion with the Storekeeper Ishwar Singh, Kashmiri, Inspector, Food and Supply, Rakesh Kumar,

present petitioner, who is transporter and driver of the vehicle with an intention to commit theft by preparing forged documents. Thereafter, the police party apprehended the above mentioned Canters loaded alongwith wheat bags and having forged documents regarding stolen wheat of the department.

The petitioner has been in custody since 25.11.2016. Challan has already been presented. He is not required for any investigation or interrogation purposes as he is in judicial custody. The trial of the case will take long time. No useful purpose will be served by keeping the petitioner in custody till the final disposal of the case.

Keeping in view the facts and circumstances of the present case; without discussing the facts in minute detail and without expressing any opinion on the merits of the case, this criminal miscellaneous petition is allowed and the petitioner is ordered to be released on regular bail subject to his furnishing personal bonds in the sum of ₹40,000/- with one surety in the like amount to the satisfaction of the trial Court/Duty Magistrate.

12.01.2017

parveen kumar

(INDERJIT SINGH)
JUDGE

Note:	Whether speaking/reasoned	:	Yes
	Whether reportable	:	No