

CRM-M-8400-2017

[1]

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

(Sr. No.310)

CRM-M-8400-2017
Date of Decision:-April 18, 2017

Sachin @ Mahipal

.....Petitioner

V/S

State of Haryana

.....Respondent

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

Present : Mr. B.S. Tewatia, Advocate,
for the petitioner.

Mr. Arjun Singh Yadav, AAG Haryana.

A.B. Chaudhari, J. (Oral)

In FIR No.1116 dated 25.04.2016 registered under Section 135/151 of I.E. Act at Police Station I&P Faridabad, District Faridabad, the petitioner was arrested on 08.02.2017 and is in jail since then .

Admittedly, the challan has been filed before the Competent Court. The prosecution case is that an amount of ₹31,34,686/- is due because the petitioner indulged in the theft of electricity. In that view of the matter, this Court had made an order on March 23, 2017 asking the counsel for the petitioner to deposit ₹10 lacs with the electricity board-DHBVN accordingly.

Now, learned counsel for the petitioner has produced a receipt on record of depositing the same. Learned counsel for the State states that indeed the amount of ₹10 lacs has been deposited with the electricity board-DHBVN and a receipt has also been passed accordingly. In that view of the matter, I think, there is no point in continuing the detention of the petitioner

further in jail, since the trial will take its own time. In the result, I make the following order:-

ORDER

1. CRM-M-8400-2017 is allowed.
2. The petitioner-Sachin @ Mahipal is ordered to be released on bail subject to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate concerned.
3. The Trial Court shall make an order about disposal of property namely ₹10 lacs at the time of final decision and till then shall invest the said amount in fixed deposit with the nationalized bank.

April 18, 2017

Pankaj

(A.B. Chaudhari)
Judge

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No