

Sr. No.212

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

CRM No. M- 9265 of 2017 (O&M)

Date of Decision:09.05.2017

Aryan

... Petitioner

Versus

State of Haryana

... Respondent

2. CRM No. M- 9127 of 2017

Yogesh

... Petitioner

Versus

State of Haryana

... Respondent

CORAM:- HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present:- Ms. Deipa Singh, Advocate
for the petitioner in CRM-M-9265 of 2017.
Mr. Robin Singh Hooda, Advocate
for the petitioner in CRM-M-9127 of 2017.

Mr. Deepak K. Grewal, DAG, Haryana.

Mr. Ankur Lal, Advocate
for the complainants.

TEJINDER SINGH DHINDSA, J.(ORAL)

This order shall dispose of **CRM-M-9265 of 2017 (Aryan vs. State of Haryana)** and **CRM-M-9127 of 2017 (Yogesh vs. State of Haryana)** as both these petitions have been preferred under Section 439 Cr.P.C. seeking benefit of regular bail to the petitioners herein pending trial in case FIR No. 541 dated 21.12.2016, under Sections 406, 420, 506, 120B of Indian Penal Code and Sections 27/54/59 of Arms Act, registered at Police Station Bhupani, District Faridabad.

Counsel for the parties have been heard.

FIR came to be registered on the statements of Rajinder and Rohit. Allegations are that a sum of ₹1.5 crores was entrusted to the petitioners herein as also to Shiv Hari Bhardwaj and Virender on the inducement that handsome returns would be furnished. Complainants alleged that money that was entrusted upon such false inducement has been misappropriated.

During the course of hearing, learned State counsel as also counsel representing the complainants, would submit that the petitioners are habitual offenders, they have formed a gang and have induced other persons as well by adopting a similar *modus operandi*.

Counsel appearing for the petitioners would clarify that there were two other FIRs that had come to be registered. One of the FIRs has since been quashed in pursuance to a compromise having been effected and in the other FIR, the benefit of bail already stands granted.

Petitioners have faced incarceration since 21.12.2016.

Investigation is complete, challan has been presented and even charges have been framed.

The trial as such would take time to conclude.

Without making any observation on merits and keeping in view the length of incarceration already suffered by the petitioners, they are held entitled to the benefit of bail.

Both the petitions are allowed. Petitioners be enlarged on bail subject to the satisfaction of the trial Court/Duty Magistrate, Faridabad.

Disposed of.

09.05.2017

anju rani

**(TEJINDER SINGH DHINDSA)
JUDGE**

Whether speaking/reasoned : Yes/No
Whether Reportable : Yes/No