

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Criminal Misc. No. M-24521-2018

Date of Decision: 10.08.2018

Naresh Kumar

.. Petitioner

Vs.

State of Haryana

..Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. P.S. Hundal, Sr. Advocate with
Mr. Amit Kumar Jain, Advocate for the petitioner.

Mr. Sukhdeep Parmar, DAG, Haryana.

Mr. Munish Kumar Garg, Advocate
for the complainant.

...

Inderjit Singh, J.

Petitioner Naresh Kumar has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.968 dated 24.11.2017, registered at Police Station City Jind, District Jind, under Sections 323/34/406/420/506 of Indian Penal Code.

Notice of motion was issued.

Learned State counsel and counsel for the complainant appeared and contested the instant petition.

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

As per the allegations, on 21.01.2014 complainant and his partner started three committees with the accused persons in which two committees were of ₹20 lacs each and one was of ₹10 lacs and these committees ended on 20.12.2014. The present FIR had been lodged on

24.11.2017 after a gap of about three years.

The petitioner has been in custody since 25.03.2018. He is not required for any investigation or interrogation purposes as he is in judicial custody. The offences are triable by the Judicial Magistrate 1st Class. 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 bail subject to his furnishing personal bonds in the sum of ₹50,000/- with one surety in the like amount to the satisfaction of the trial Court/Duty Magistrate.

However, it is made clear that any observation made hereinabove shall not be construed as an expression of opinion on the merits of the case.

10.08.2018
Jasmine Kaur

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
No