

Sr. No.221

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

CRM No. M-3272 of 2018 (O&M)

Date of Decision: 30.01.2018

Jaibir

... Petitioner

Versus

State of Haryana

... Respondent

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

Present:- Mr. Vivek Khatri, Advocate,
for the petitioner.

Mr. Deepak Grewal, DAG, Haryana.

TEJINDER SINGH DHINDSA, J.(ORAL)

Petitioner seeks regular bail pending trial in case FIR No.395 dated 15.09.2017, under Sections 494/ 496/ 420/ 506/ 467/ 468/ 120-B/ 34 IPC, registered at Police Station Barwala, District Hisar.

Counsel for the parties have been heard.

FIR came to be lodged on the statement of Sandeep. Allegations are that the complainant was married to Suman co-accused and out of wedlock two children were born. However, during the subsistence of such marriage co-accused Suman has entered into matrimony with the present petitioner and subsequently even CRM No.M-24250 of 2017 was filed in this Court by Suman as also the present petitioner seeking directions for protection of their life and liberty.

One of the contentions raised by counsel is that even

the present petitioner has been misled by co-accused Suman and such factum of the previous marriage was never disclosed to him.

Investigation in the case is complete and the challan has been presented. Trial as such would take time to conclude.

It has gone uncontroverted that co-accused Suman has already been granted benefit of bail.

Under such circumstances, no useful purpose would be served by keeping the present petitioner in custody till the conclusion of the trial.

Without making any observations on merits, petition is allowed.

Petitioner be enlarged on bail subject to satisfaction of the trial Court/Duty Magistrate, Hisar.

Disposed of.

30.01.2018

vandana

**(TEJINDER SINGH DHINDSA)
JUDGE**

Whether speaking/reasoned

Yes

Whether Reportable

No