

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Sr. No.210

CRM-M-38717-201 8

Date of decision : 14.11.2018

Sudhir

..... Petitioner

VERSUS

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. S.K. Tripathi, Advocate, for the petitioner.

Mr. D.R. Singla, DAG, Haryana

SUDHIR MITTAL, J. (Oral)

The petitioner seeks regular bail in case FIR No.261 dated 22.12.2017, registered at Police Station Kosli, District Rewari, under Sections 420, 467, 468, 471 IPC.

Learned counsel for the petitioner submits that the petitioner has been in custody since 10.8.2018. The investigation is complete as the challan stands presented, but the examination of PWs has not yet started. The petitioner does not have any other criminal case pending against him and thus, keeping him in custody indefinitely will not serve any useful purpose.

Learned State counsel submits that the petitioner had submitted a forged cheque of Rs.40 lacs in his bank account and thus, the allegations against him being serious, he does not deserve to be released on regular bail. However, the factual submissions made hereinabove have not been controverted.

In rebuttal, counsel for the petitioner submits that the main accused is one Pawan, who owed money to the petitioner and in discharge of his liability, he had given the said cheque to the petitioner. Under these circumstances, the cheque was presented.

Without going into the merits of the controversy and keeping in view the fact that investigation in this case is complete and that the petitioner has no criminal antecedents, keeping him in custody indefinitely is not warranted. The trial is not likely to be concluded at an early date and thus, it would be appropriate to release the petitioner on regular bail. Accordingly, the petition is allowed and petitioner-Sudhir, is ordered to be released on bail on his furnishing bail and surety bonds to the satisfaction of the trial Court concerned.

(SUDHIR MITTAL)
JUDGE

14.11.2018
Ramandeep Singh
Whether speaking / reasoned
Whether Reportable

Yes / No
Yes/ No