

CRM-M-42607-2018

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

**CRM-M-42607-2018 (O&M)
Date of decision : 14.11.2018**

SUDHIR BHATIA

.....Petitioner(s)

Versus

STATE OF HARYANA

...Respondent(s)

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Bikram Chaudhary, Advocate for the petitioner.

Ms. Priyanka Sadar, AAG, Haryana.

ANITA CHAUDHRY, J.

The petitioner is seeking regular bail in FIR No. 479 dated 11.08.2018, registered under Sections 354-A, 506, 509, 186 IPC and Sections 3(1)(xii), 3(2)(vii), 3(i)(w)(ii), 3(2) of the SC/ST Act, Police Station Hissar Civil Lines, District Hissar.

Counsel for the petitioner contends that challan has been presented and the trial would take time and the petitioner is in custody since 05.09.2018. Counsel further submits that the complainant was the Investigating Officer in the earlier FIR registered against the petitioner on the statement of Renu Chawla and since the petitioner was illegally detained, the Magistrate had held that the custody was illegal and he was ordered to be released in that FIR and a false FIR had been registered against the petitioner.

The complainant is the Sub-Inspector who was the Investigating Officer in another case registered against the petitioner on the complaint made by Renu Chawla under Sections 323/354 IPC. The incident is said to have occurred when the complainant had gone to the Copy Branch of the District Court, Hissar to get a copy.

The investigation is over, challan has been presented. The trial would take time. Without commenting upon the merits of the case, the petition is allowed and the petitioner is directed to be released on regular bail on execution of adequate personal and surety bonds to the satisfaction of trial Court/Duty Magistrate with the condition that he will not tamper with the evidence.

14.11.2018
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(ANITA CHAUDHRY)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No