

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-48529-2017

Date of decision: 19.01.2018

Bijender Kumar

... Petitioner

Vs.

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Ashok Jindal, Advocate
for the petitioner.

Mr. Himmat Singh, DAG, Haryana.

Mr. Nitin Kumar, Advocate
for the complainant.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of regular bail in FIR No.12 dated 09.11.2017 under Section 3 of the Railway Property (Unlawful Possession) Act, 1966, registered at Police Post RPF, Gurugram.

Learned counsel for the petitioner submits that the petitioner is working as commission agent and there is no direct allegation against the petitioner that he was actively involved in the commission of offence. Counsel for the petitioner further submits that the petitioner has been nominated in the FIR on the disclosure statement of Jitender Kumar Arora.

Learned State counsel submits that the investigation is complete and challan has been presented on 10.01.2018.

Without commenting on merits of the case, considering the fact

that the petitioner is in judicial lockup for the last two months; challan has been presented and conclusion of trial will take long time and the offences are triable by the Court of Magistrate, this petition is allowed and the petitioner is directed to be released on bail subject to furnishing his bail/surety bond to the satisfaction of the trial Court/Illaqa Magistrate/Duty Magistrate.

Petition is disposed of.

[ARVIND SINGH SANGWAN]
JUDGE

19.01.2018

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