

CRM-M-9054-2018

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

CRM-M-9054-2018 (O & M)

Date of Decision: 09.07.2018

Nihal Singh

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Ramnish Puri, Advocate,
for the petitioner.

Mr. Vikas Chopra, DAG, Haryana.

INDERJIT SINGH, J. (Oral)

CRM-7766-2018

Allowed as prayed for, subject to all just exceptions.

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Petitioner-Nihal Singh has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.1259 dated 21.11.2016, registered at Police Station City Karnal, District Karnal, under Sections 406, 420 and 34 of the Indian Penal Code.

Notice of motion has been issued. Learned State counsel has appeared and contested the instant petition.

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

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As per the prosecution version, the petitioner has cheated the complainant for ₹36 lakhs. Petitioner, who was posted as Patwari, took the money for allotting the land measuring 1100 yards lying vacant near Ashoka Cinema and 18 acres of govt. land situated in village Chora Khalsa, but neither he returned the money nor did the needful.

The offences are triable by the Judicial Magistrate Ist Class. Challan has already been presented and six prosecution witnesses have already been examined. The petitioner has been in custody since 18.09.2017. He is not required for any investigation or interrogation purposes as he is in judicial custody. 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.

09.07.2018
parveen kumar

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned	:	Yes
Whether reportable	:	No