

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

210

CRM-M-6714-2019.

Date of Decision: 20.08.2019.

Raghubir Chand

....Petitioner.

Versus

State of Haryana

....Respondent.

CORAM: HON'BLE MR. JUSTICE SHEKHER DHAWAN

Present: Mr. Pankaj Bali, Advocate for the petitioner.

Mr. Ashish Sanghi, Deputy Advocate General, Haryana.

Shekher Dhawan, J.

Present petition under Section 439 of the Criminal Procedure Code is for grant of regular bail to petitioner- Raghubir Chand son of Jakhu Ram in case F.I.R. No.208 dated 14.05.2018 under Section 420 of the Indian Penal Code, registered at Police Station Butana, District Karnal.

Learned counsel representing petitioner contended that the petitioner is in custody since 17.10.2018. The real dispute is regarding some revenue entry, which shall be subject matter of trial. The offence alleged against the petitioner is triable by the Court of Magistrate. Trial of the case still to take some more time and no useful purpose would be served by detaining the petitioner behind the bars, so he be released on bail.

Learned State counsel opposed the prayer for bail on the ground that trial is going on and there are no ground for release of the petitioner on bail.

At this stage, without commenting anything on the merits of the case, which may not cause prejudice to either of the parties at a later stage, but taking the above facts into consideration and the fact the petitioner is in custody since 17.10.2018, the offence alleged against the petitioner being triable by the Court of Magistrate; trial of the case still to take some more time and no useful purpose would be served by detaining the petitioner behind the bars, the present petition is allowed. Petitioner—Raghubir Chand, is ordered to be admitted to regular bail on his furnishing adequate bail bond and surety bond to the satisfaction of concerned learned trial Judge/ Chief Judicial Magistrate/ Duty Magistrate.

(SHEKHER DHAWAN)
JUDGE

20.08.2019

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Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No