

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-13883-2019

Date of Decision: 02.04.2019

Hem Chander Sharma

.. Petitioner

Vs.

State of Haryana

..Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Neeraj Saini, Advocate for the petitioner.

Mr. Chetan Sharma, AAG, Haryana.

...

Inderjit Singh, J. (Oral)

Petitioner Hem Chander Sharma has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.209 dated 06.05.2013, registered at Police Station Sector 5, District Gurugram, under Sections 420, 467, 468, 471 and 120-B of the Indian Penal Code.

Notice of motion has been issued.

Learned State counsel 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.

Perusal of the record shows that the FIR had been registered on 06.05.2013 and the present petitioner was not arrested in this case for a long period nor he has been declared proclaimed offender. It is submitted by learned State counsel that he was in custody in some other cases.

Perusal of the FIR shows that the allegation against the present

petitioner is that a memorandum of understanding was entered into and he got ₹47,00,000/- from the complainant side.

The petitioner has been in custody since 01.06.2018. He is not required for any investigation or interrogation purposes as he is in judicial custody. The trial of the case may take long time. No useful purpose will be served by keeping him 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 two sureties in the like amount each to the satisfaction of the trial Court/Duty Magistrate.

02.04.2019
Jasmine Kaur

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned	Yes
Whether reportable	No