

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

**CRM-M-27691-2018
Date of decision: 21.01.2019**

Umesh

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Hemant Bassi, Advocate
for the petitioner.

Mr. Naveen Sheoran, DAG, Haryana.

Mr. H. S. Bhullar, Advocate for
Mr. Harsh Chopra, Advocate
for the complainant.

ARVIND SINGH SANGWAN, J. (Oral)

This petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No. 244 dated 25.03.2016, registered under Sections 420, 406, 467, 468m 471m 419m 120-B of the IPC at Police Station City, Hisar.

Learned counsel for the petitioner further submits as per the allegations in the FIR, the petitioner has processed the pre-approval loan documents of co-accused Vinod and the petitioner is in judicial custody since 23.03.2018 and qua him, the investigation is complete and challan stands presented.

It is further submitted that charges have not yet been framed as one of the co-accused, namely Ashish, was absconding and now he has been arrested in another FIR and he is now in judicial custody.

Learned counsel for the petitioner further submits that all the

offences are triable by the Court of a Magistrate and it will take a long time in conclusion of the trial.

It is further submitted that two of the co-accused namely, Tara Chand and Rakesh, have already been granted concession of regular bail, out of whom, Tara Chand is also an employee of Dewan Housing Finance Corporation and is similarly situated with the petitioner.

Learned State counsel, on instructions from ASI Rajesh Kumar, assisted by learned counsel for the complainant, has, however, submitted that co-accused Ashish stands convicted in another FIR and he is presently confined in Central Jail, Jind and production warrants qua him have already been obtained for 25.01.2019. It is also submitted that petitioner is involved in two other similar FIRs and he has not been granted bail in those FIRs.

I have heard learned counsel for the parties.

Without commenting upon the merits of the case, considering the fact that petitioner is in judicial custody since 23.03.2018 and the case is still at the stage of framing of charge and it will take a long time in conclusion of the trial, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

January 21, 2019

Waseem Ansari

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No