

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

**CRM-M No.17416 of 2019 (O&M)
Date of decision : 03.05.2019**

Dinesh Gupta

..... Petitioner

versus

State of Haryana

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. A.S.Cheema, Advocate
for the petitioner.

Mr. Surender Singh, AAG, Haryana.

AJAY TEWARI, J. (Oral)

This petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case F.I.R. No.83 dated 19.03.2019 registered under Section 174-A IPC at Police Station Narwana City, District Jind.

Learned counsel for the petitioner has argued that the petitioner was not able to attend hearing in a case under Section 138 of the Negotiable Instruments Act as a result of which his bail was cancelled and otherwise the main complaint has been withdrawn and the petitioner has been in custody for one month.

Custody certificate dated 01.05.2019 filed by way of affidavit of Rakesh Kumar, Deputy Superintendent, District Prison (Jind), Haryana on behalf of State is taken on record. Copy supplied to the counsel opposite. As per custody certificate the petitioner has been in custody for 29 days.

Learned Deputy Advocate General on instructions from HC Varinder Singh has accepted that the main complaint has been withdrawn but he states that since it is a private complaint he can not confirm whether the complaint has been withdrawn.

Be that as it may and keeping in view the above facts and the period of incarceration already suffered by the petitioner and without going into the merits of the case, I deem it appropriate to release the petitioner on regular bail to the satisfaction of the concerned CJM/Illaqa Magistrate/Duty Magistrate.

Ordered accordingly.

Petition stands allowed.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

(AJAY TEWARI)
JUDGE

03.05.2019
pooja sharma-I

Whether speaking/reasoned Yes/No

Whether Reportable : Yes/No