

In the High Court of Punjab and Haryana at Chandigarh

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CRM-M-20517-2019 (O & M)
Date of Decision: 10.05.2019

ALI RAZA @RAZA AND ANR

.....PETITIONERS

VERSUS

STATE OF HARYANA

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Saurabh Garg, Advocate for the petitioners.

Mr. Satish Saini, DAG, Haryana.

ANUPINDER SINGH GREWAL, J (ORAL)

The petitioners are seeking regular bail in FIR No. 631, dated 29.12.2018, under Section 136 of the Electricity Act, 2003, registered at Police Station Thanesar Sadar, District Kurukshetra.

Learned counsel for the petitioners contends that the petitioners are not named in the FIR, which has been registered by the Sub Divisional Officer and it is mentioned therein that the transformer had been stolen and loss caused to Nigam is about ₹73,000/-. He further contends that ₹1000/- has been recovered from the petitioners and the parts of the transformer were recovered from the co-accused. He further contends that the petitioners are in custody for over 3 months.

Learned State counsel on instructions from ASI Rajesh states that challan has been presented but no prosecution witness has been examined.

Heard.

In view of the submissions of learned counsel for the petitioners especially when only ₹1,000/- has been recovered from the petitioners, the petitioners have been in custody for over 03 months and conclusion of the trial is likely to take some time, I deem it a fit case to grant the concession of regular bail to the petitioners.

Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed. The petitioners are ordered to be released on regular bail on their furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

(ANUPINDER SINGH GREWAL)
JUDGE

May 10, 2019

A.Kaundal

Whether speaking/ reasoned: Yes/No
Whether Reportable: Yes/No