

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

**CRM-M No.47584 of 2018 (O&M)
Decided on: 18.01.2019**

Satbir Singh

....Petitioner

Versus

State of Haryana

....Respondent

CORAM: HON'BLE MR JUSTICE ARVIND SINGH SANGWAN

Present : Mr. J.S. Dhaliwal, Advocate
for the petitioner.

Mr. Surinder Singh, AAG, Haryana.

Mr. Ankur Malik, Advocate
for the complainant.

ARVIND SINGH SANGWAN, J. (Oral)

Prayer in this petition is for grant of regular bail to the petitioner under Section 439 of the Code of Criminal Procedure (in short 'Cr.P.C.') in FIR No.283 dated 16.11.2017, for offence punishable under Sections 420, 406, 180, 409, 506 and 120-B of the Indian Penal Code (in short 'IPC'), registered at Police Station Rania, District Sirsa.

Counsel for the petitioner has submitted that the petitioner is in custody since 02.05.2018, challan stands presented, charges have been framed against the petitioner and the case before the trial Court is now fixed for prosecution evidence. It is further submitted that the co-accused of the petitioner namely Saroj, has already been granted the concession of regular bail vide order dated 01.10.2018 passed in CRM-M No.39018 of 2018, subject to deposit a sum of Rs.10 lacs before the trial Court/Illaq Magistrate to be kept in the shape of FDRs, subject to final outcome of the case.

The petitioner undertakes to deposit an amount of Rs.5 lacs on the same terms and conditions as in CRM-M No.39018 of 2018.

Counsel for the State, on instructions from ASI Rajinder, has not disputed the factual position but opposed the prayer for bail. it is further submitted that the case is now fixed for prosecution evidence and number of witnesses are cited against the petitioner, however, counsel for the complainant has no serious objection to the submission made by counsel for the petitioner that the petitioner is ready to deposit an amount of Rs.5 lacs before the trial Court.

Without commenting anything on merits of the case, considering the fact that the petitioner is in custody since 02.05.2018; challan stands presented; charges have been framed and conclusion of the trial is likely to take some time, this petition is allowed and the petitioner is directed to be released on bail subject to his furnishing bail/surety bonds to the satisfaction of the trial Court/Illaqa Magistrate/Duty Magistrate and on deposit of Rs.5 lac before the trial Court, which shall be kept in the shape of FDRs, subject to final outcome of the case.

However, it will be open for the prosecution to apply for cancellation of bail of the petitioner, in case he is found involved in any other case or misusing the concession of bail, in any manner.

(ARVIND SINGH SANGWAN)
JUDGE

18.01.2019
yakub

Whether speaking/reasoned	Yes/No
Whether reportable:	Yes/No