

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-49879-2018

Date of Decision: 06.03.2019

Shivam Chauhan

.. Petitioner

Vs.

State of Haryana and another

..Respondents

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Ms. Sakshi Saini, Advocate for
Mr. H.P.S. Ishar, Advocate for the petitioner.

Mr. Tanuj Sharma, AAG, Haryana.

...

Inderjit Singh, J. (Oral)

Petitioner Shivam Chauhan has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in complaint case No. NACT/98/2016 dated 02.06.2016 titled as “M/s Panipat Hire Purchase & Leasing Pvt. Ltd. Vs. Shivam Chauhan”.

Notice of motion was issued.

Learned State counsel has appeared on behalf of the respondent-State and contested this petition. As per office report, respondent No.2 served, but none has appeared on its behalf.

I have heard learned counsel for the petitioner as well as learned State counsel and have gone through the record.

Learned counsel for the petitioner states that in compliance of order dated 15.11.2018 passed by this Court, the petitioner has already surrendered before the trial Court and has been released on interim bail.

The offence under Section 138 of the Negotiable Instruments

Act is also a bailable offence.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case, I find that trial of the case will take a long time and no useful purpose will be served by sending the petitioner to custody. Therefore, finding merit in this petition, the same is allowed. The order dated 15.11.2018, granting interim bail to the petitioner, is made absolute.

06.03.2019
Jasmine Kaur

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned	Yes
Whether reportable	No