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

CRM-M-29457 of 2019

Date of decision: July 19, 2019

Krishna

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Ms. Kamaljeet Kaur, Advocate for the petitioner.

Mr. Arun Beniwal, DAG Haryana.

MAHABIR SINGH SINDHU, J (Oral)

Present petition has been filed under Section 439 of the Code of Criminal Procedure, 1973 (for short 'Cr. P.C.') for grant of bail pending trial to the petitioner, in FIR No.340 dated 03.10.2018, under Sections 420, 406 of Indian Penal Code, 1860 (for short 'IPC'), registered at Police Station Sadar Jind, District Jind.

As per prosecution case, petitioner along with co-accused duped the complainant on the pretext of providing her a job.

Contentends that entire amount of ₹37,650/- has been refunded to the complainant-Pooja. Also contentends that co-accused of the petitioner, namely Lalit Rahul has also been granted concession of bail pending trial by this Court in CRM-M-15924 of 2019, decided on 14.05.2019. Further contentends that petitioner is in custody since 26.04.2019 and there is no other criminal case pending against the petitioner.

The above factual position is duly acknowledged by learned State counsel, on instructions from Head Constable Mahender Singh.

Heard both sides and perused the paper-book.

Since the entire amount has already been refunded to the complainant-Pooja and co-accused has also been granted bail pending trial by this Court, and no other case is pending against the petitioner; thus, his further incarceration would not serve any useful purpose.

In view of the above, this petition is allowed. Petitioner is ordered to be released on bail, in this case, on his furnishing adequate bail bonds and surety bonds to the satisfaction of learned trial Court/Duty Magistrate concerned.

The above observations may not be construed as an expression of opinion on the merits of the case.

The petitioner shall fully co-operate with learned trial Court without seeking any unnecessary adjournments.

(MAHABIR SINGH SINDHU)
JUDGE

July 19, 2019
mahavir

Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No