

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

CRM-M-33768 of 2019
Date of Decision: 06.09.2019

Dharambir

....Petitioner

Versus

State of Haryana

...Respondent

CORAM:HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Ravinder Phogat, Advocate
for the petitioner.

Mr. Arun Beniwal, DAG, Haryana.

MAHABIR SINGH SINDHU, J.(Oral)

Present petition has been filed under Section 439 Cr.P.C. seeking bail pending trial in case FIR No. 339 dated 04.09.2017, under Sections 420, 467, 468, 471 and 506 of the Indian Penal Code, registered at Police Station City Dadri, District Charkhi Dadri.

Learned counsel for the petitioner contends that the petitioner is in custody since 04.06.2019. Further contends that after investigation in the matter report under Section 173 Cr.P.C. has already been submitted and charges were framed on 22.08.2019. Further argued that co-accused namely, Savitri has already been granted the concession of bail by learned trial Court. Also argued that there is no other criminal case pending against the petitioner.

The above factual position is duly acknowledged by learned State counsel on instructions from the police official.

Heard learned counsel for the parties and perused the paper book.

In this case the prosecution evidence is yet to start and the petitioner is in custody since 04.06.2019, the report under Section 173 Cr.P.C. has already been submitted and there is no other criminal case pending against him. Since the trial is likely to take a long time to be concluded and as such no useful purpose would be served by keeping the petitioner behind the bars any more.

In view of the abovesaid circumstances, without expressing any opinion on the merits of the case, this petition is accepted. Petitioner-Dharambir be admitted to bail on his furnishing bail bonds and surety bonds to the satisfaction of the learned trial Court/Duty Magistrate concerned.

However, it is made clear that above observations may not be construed as an expression of opinion on the merit of the case pending before learned trial Court.

[MAHABIR SINGH SINDHU]
JUDGE

September 06, 2019

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Whether speaking/reasoned
Whether reportable?

Yes/no
Yes/no