

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

246

CRM-M-34131-2019.

Date of Decision: 26.09.2019.

Anil Kumar

....Petitioner.

Versus

State of Haryana

....Respondent.

CORAM: HON'BLE MR. JUSTICE SHEKHER DHAWAN

Present: Ms. Loveleen Dhaliwal, Advocate, for the petitioner.

Mr. Ashok Muthreja, Deputy Advocate General, Haryana.

Shekher Dhawan, J.

Present petition under Section 439 of the Criminal Procedure Code is for grant of regular bail to petitioner—Anil Kumar in case F.I.R. No.65 dated 23.02.2018 under Sections 167, 420, 467, 468, 471, 34, 120-B of the Indian Penal Code and Section 8/9/13-C of the Prevention of Corruption Act, 1988, registered at Police Station Civil Line, Jind, District Jind.

Learned counsel representing the petitioner contended that the petitioner is in custody since 31.05.2019 and investigation qua the present petitioner is already complete and challan has been presented. Though investigation qua remaining accused is still going on and trial of the case still to take some more time and no useful purpose would be served by detaining the petitioner behind the bars, so he be released on bail.

Learned State counsel opposed the prayer for bail and on instructions from ASI Balbir Singh, contended that investigation qua remaining accused is still pending and the petitioner is the main accused in this case, so the present petition be dismissed.

At this stage, without commenting anything on the merits of the case, which may not cause prejudice to either of the parties at a later stage of the trial and taking into consideration the above facts and the fact that the petitioner is in custody since 31.05.2019 and challan has already been presented against the present petitioner; trial of the case still to take some more time and no useful purpose would be served by detaining the petitioner behind the bars, the present petition is allowed. Petitioner—Anil Kumar, is ordered to be admitted to regular bail on his furnishing fresh bail bond and surety bond to the satisfaction of concerned learned trial Judge/ Chief Judicial Magistrate/ Duty Magistrate.

(SHEKHER DHAWAN)
JUDGE

26.09.2019
jitender

Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No