

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

**CRM-M-35232-2019
Date of decision: 02.09.2019**

Rashid

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Saleem Ahmed, Advocate
for the petitioner.

Mr. Himmat Singh, DAG, Haryana.

ARVIND SINGH SANGWAN, J. (Oral)

This petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No. 102 dated 28.02.2019, registered under Sections 420, 467, 468, 471, 120-B and 34 of the IPC at Police Station Sonipat City, District Sonipat.

Learned counsel for the petitioner submits that as per the allegations in the FIR, registered at the instance of Additional Sessions Judge, Sonipat, while furnishing the bail/surety bonds to three accused persons, namely Kali, Bijli and Preeti in FIR No. 539 dated 20.07.2018 under Sections 379-A, 411, 120-B, 34 of the IPC, PS-City Sonipat, three persons, namely Salim, Shailender and Lokesh, appeared as their sureties. On verification, it was found that the documents regarding land of the surety was bearing forged seal of the revenue officer.

Learned counsel for the petitioner further submits that though the petitioner is not named in the FIR but the only allegation against him is

that he acted as a mediator.

Learned counsel for the petitioner further submits that petitioner is in judicial custody since 23.04.2019 and he is not involved in any other case. It is further submitted that the offences are triable by the Court of a Magistrate and it will take a long time in conclusion of the trial.

Learned State counsel, on instructions from ASI Balwan Singh, has not disputed the factual position and submitted that challan has already been presented.

I have heard learned counsel for the parties.

Without commenting upon the merits of the case, considering the fact that the petitioner is not named in the FIR; he is in judicial custody since 23.04.2019; he is not involved in any other case and also in view of the fact that conclusion of the trial is likely to take a long time being magisterial trial, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

02.09.2019

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No