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

**CRM-M-36912-2019
Date of decision-06.09.2019**

Raju

....Petitioner

Vs.

State of Haryana

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Ms. Kamaldeep Kaur, Advocate for
Mr. Ravinder Bangar, Advocate for the petitioner.

Mr. Sanjay Kumar Saini, AAG, Haryana assisted by
SI Varinder Singh.

MANOJ BAJAJ, J.

Petitioner-Raju has prayed for grant of regular bail in case FIR No.133 dated 10.08.2018 under Section 136 of Indian Electricity Act (2003) registered at Police Station Jhansa, Kurukshetra. The petitioner has been in custody for the last one year i.e. since his arrest on 29.09.2018.

The FIR was registered on the complaint registered with Sub Divisional Officer, Ismailabad wherein it was alleged that at the intervening night of 03/04.08.2018, two transformers were stolen by some unknown person.

Learned counsel for the petitioner contends that petitioner has been falsely implicated in the present case, who was not named in the FIR. She further contends that no recovery is to be effected from the petitioner, therefore, further custody of the petitioner may not be required.

On the other hand, bail application is opposed by learned State counsel who is assisted by SI Varinder Singh on the ground that there are 16 more cases of similar nature against the petitioner. However, it is not disputed that the petitioner was not named in the FIR. It is further apprised that only 05 prosecution witnesses have been examined out of total 16 witnesses.

Considering the above background and the fact that trial of the case is likely to consume considerable time, this Court does not find any valid reason to detain the petitioner any further in custody. Therefore, without meaning any expression of opinion on the merits of the case, it is ordered that the petitioner be released on regular bail subject to his furnishing requisite bail bonds/surety bonds to the satisfaction of the trial Court, Kurukshetra.

The petition is allowed.

(MANOJ BAJAJ)
JUDGE

06.09.2019

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Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No