

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

**CRM-M No.37929 of 2019 (O&M)
Date of Decision: 04.10.2019**

Sourabh Jaiswal

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Sandeep Verma, Advocate for the petitioner.

Mr. Arun Beniwal, DAG, Haryana for the respondent/State.

MAHABIR SINGH SINDHU, J. (Oral)

Present petition has been filed under Section 439 Cr.P.C. for grant of bail pending trial to the petitioner in case bearing FIR No.394 dated 09.08.2018, under Sections 420, 406, 467, 468, 471 and 120-B of the Indian Penal Code, 1860, registered at Police Station Sadar Thanesar, Kurukshetra.

Contentends that petitioner is in custody since 28.09.2018 and report under Section 173 Cr.P.C. has already been submitted on 01.11.2018. Also contends that charges are yet to be framed in this case.

The aforesaid factual position is duly acknowledged by learned State Counsel, on instructions from S.I. Surrender, but opposed the present bail application.

Heard both sides and perused the paper-book.

Since investigation is already over; petitioner is in custody since 28.09.2018 and trial will take sufficient long time for its conclusion, thus,

further incarceration of the petitioner will not serve any purpose. Consequently, without expressing any opinion on the merits of the case, the present petition is allowed. Petitioner be admitted to bail on his furnishing 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.

It is clarified that in case there is any recurrence on the part of the petitioner, State of Haryana would be at liberty to move an appropriate application for recalling of this order.

October 04, 2019
Gagan

(MAHABIR SINGH SINDHU)
JUDGE

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