

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

**CRM-M No.46605 of 2019 (O&M)
Date of Decision: 06.11.2019**

Madan Lal

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Ashok K. Sharma (Bhana), Advocate for the petitioner.

Mr. Tanuj Sharma, A.A.G., 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.218 dated 09.08.2018, under Sections 406, 420, 216, 467, 468, 471 and 120-B of the Indian Penal Code, 1860, registered at Police Station City Narwana, District Jind.

Contentends that petitioner is in custody since 15.05.2019 and he is not named in the FIR, rather nominated by the co-accused Sumit. Also contends that investigation is over and even charges have already been framed on 22.07.2019 and there is no other criminal case pending against the petitioner. Further contends that two co-accused with similar allegations, namely, Mahender Partap Singh and Ramdhari Yadav have been granted the concession of bail pending trial by this Court.

The above factual position is duly acknowledged by learned State Counsel, on instructions from SI Raja Ram.

Since petitioner is in custody since 15.05.2019; investigation is over; charges have already been framed; two co-accused with similar allegations have also been granted the concession of bail pending trial by this Court and there is no other criminal case pending against him, thus, his further incarceration would 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.

November 06, 2019

Gagan

**(MAHABIR SINGH SINDHU)
JUDGE**

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>