

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

CRM-M No.61571 of 2018

Date of Decision: 14.01.2019

Dhani Ram

....Petitioner

Versus

State of Haryana

....Respondent

BEFORE :- HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present:- Mr. Naresh Jain, Advocate
for the petitioner.

Mr. Chetan Sharma, A.A.G., Haryana.

DAYA CHAUDHARY, J. (ORAL)

The present petition has been filed by accused petitioner, namely, Dhani Ram for grant of regular bail to him in case FIR No.329 dated 23.09.2018 registered under Sections 420, 467, 468 and 471 IPC at Police Station Civil Lines, Bhiwani during pendency of the trial.

Learned counsel for the petitioner submits that the FIR, in question, was got registered on the basis of statement of complainant against his own son Inder regarding selling of truck without his knowledge and consent to one Bijender and the petitioner has been shown to have identified him before Notary Public and attested the affidavit. Learned counsel also submits that the main accused, who is the beneficiary, has been released on regular bail by learned Sessions Judge, Bhiwani vide order dated 03.01.2019. The petitioner is in custody since 22.10.2018.

Learned State counsel has not disputed the custody as well as release of co-accused on regular bail. However, he has opposed the bail of the petitioner on the ground of allegations of identifying the impersonator as complainant.

Heard the arguments of learned counsel for the parties and have also perused the contents of the FIR as well as other documents available on the file.

By considering the custody of petitioner since 22.10.2018; the fact that main accused-Inder, who is the beneficiary, has been released on regular bail by learned Sessions Judge, Bhiwani vide order dated 03.01.2019 and also by considering the parity with main accused, the present petition is allowed and petitioner, namely, Dhani Ram is directed to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the trial Court.

(DAYA CHAUDHARY)
JUDGE

14.01.2019
gurpreet

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No