

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

Sr. No.221

CRM-M-51663-2019

DECIDED ON: December 10, 2019

YAKUB ANSARI

..PETITIONER

VERSUS

STATE OF HARYANA

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. Munfaid Khan, Advocate, for the petitioner.

Mr. Gaurav Bansal, AAG, Haryana.

SUDHIR MITTAL, J. (ORAL)

The petitioner seeks regular bail in case FIR No.510, dated 28.07.2018 registered at Police Station Surajkund, District Faridabad, under Sections 419, 420, 380, 201, 120-B IPC and 66C, 66D of IT Act, 2000.

2. Learned counsel for the petitioner submits that the petitioner has been in custody for over one year and the trial is not likely to be concluded at an early date as a large number of prosecution witnesses remain to be examined. There is no criminal case pending/decided against him and thus, he may be granted regular bail.

3. Custody certificate dated 09.12.2019 prepared by Sh. Ramesh Kumar, Deputy Superintendent, District Prison, Faridabad has been filed in Court. The same is taken on record. According to this certificate, the petitioner has undergone actual custody of 01 year, 03 months and 28 days and there is no other criminal case pending/decided against him.

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4. Learned State counsel opposes the prayer on the ground that the petitioner misused technology to withdraw a sum of ₹8.5 lacs from the account of the complainant. He, however, does not dispute the fact that the trial is not likely to be concluded at an early date as 05 more PWs remain to be examined.

5. In view of the aforementioned facts, it is clear that the trial is not likely to be concluded at an early date. There is no other criminal case pending/decided against the petitioner. He has already been in custody in excess of 01 year and 03 months and thus, he deserves to be released on regular bail.

6. Accordingly, the petition is allowed and the petitioner is ordered to be released on regular bail on his furnishing bail and surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

7. Before the petitioner is released on bail, the trial Court/Duty Magistrate shall ensure that a local surety is provided by the petitioner.

December 10, 2019

Ankur

**(SUDHIR MITTAL)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No