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IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-9683-2020[O&M]

Date of Decision : March 13, 2020

Bhajan Singh @ Bhaiji

.... Petitioner

Versus

State of Haryana

.... Respondents

CORAM : HON'BLE MR. JUSTICE LALIT BATRA.

Present Mr. Simranjeet Singh, Advocate,
for the petitioner.

Mr. Arun Beniwal, DAG, Haryana,
for respondent-State.

LALIT BATRA, J.

CRM-8383-2020

Application is allowed, as prayed for.

Main Petition.

Present petition under Section 439 Cr.P.C is for grant of regular bail to petitioner - Bhajan Singh @ Bhaiji in case F.I.R. No. 80 dated 30.01.2017 under Section 395 IPC, registered at Police Station City Fatehabad, District Fatehabad.

Learned counsel for the petitioner *inter alia* contends that petitioner has no nexus whatsoever with the alleged offence and even otherwise there is no *iota* of incriminating evidence against him. He further submits that petitioner is in custody since 27.11.2019 and he is no more required by the Police for any investigation purpose. He further submits

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that after completion of investigation, challan has been presented in the Court. He further urges that since trial of the case would take sufficient time to conclude, no useful purpose would be served by keeping the petitioner in custody further and he may be released on bail.

On the other hand, learned State counsel while opposing instant petition has vehemently argued that keeping in view seriousness of offence, petitioner does not deserve the concession of bail.

I have heard learned counsel for the parties.

At this stage, without commenting anything on the merits of the case lest it may prejudice the outcome of the trial but taking into consideration the fact that petitioner is in custody since 27.11.2019; that challan has been presented against the petitioner in the Court and since trial of the case would take sufficient time to conclude, no useful purpose would be served by detaining the petitioner in custody further, thus, he deserves the concession of bail.

In view of above, instant petition for grant of regular bail moved by petitioner-Bhajan Singh @ Bhaji is allowed and he is ordered to be released on bail on his furnishing personal/surety bonds to the satisfaction of Trial Court/Chief Judicial Magistrate/Duty Magistrate, Fatehabad, as the case may be.

(LALIT BATRA)
JUDGE

March 13, 2020
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Whether speaking/reasoned? :	Yes/No
Whether reportable? :	Yes/No