

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

**CRM-M-13588 of 2020(O&M)
Date of Decision: 12.06.2020**

Sumit Kumar

Petitioner.

Versus

State of Haryana

Respondent

CORAM:- HON'BLE MRS.JUSTICE LISA GILL

Present: Mr.Anuj Arya, Advocate
for the petitioner.

Mr. Anmol Malik, AAG., Haryana.

LISA GILL, J.

This matter is being taken up for hearing through video conferencing due to outbreak of the pandemic, COVID-19.

Petitioner, seeks the concession of bail pending trial in FIR No.60 dated 07.02.2020, under Sections 420, 467, 468, 471 and 120 B IPC, registered at Police Station Sector 29, District Gurugram.

It is submitted that that the petitioner has been falsely implicated in this case on the basis of a disclosure statement of the co-accused, namely Chitranjan. It is vehemently argued that there is no other evidence on record against the petitioner except the abovesaid disclosure statement of the co-accused. The petitioner, it is stated is in custody since 11.02.2020. It is thus

prayed that this petition be allowed.

Learned counsel for the State, on instructions from SI Haresh Kumar, verifies that apart from the disclosure statement of the co-accused, there is no other palpable evidence against the present petitioner. Final report/Challan under Section 173 Cr.P.C., stands presented and it is further verified that the petitioner is not involved in any other criminal case.

There are no allegations on behalf of the State that the petitioner is likely to abscond or that he is likely to dissuade the witnesses from deposing true facts in Court, if released on bail. No useful purpose would be served by keeping the petitioner incarcerated any longer in the facts and circumstances of this case.

Keeping in view the facts and circumstances as above but without commenting upon or expressing any opinion on the merits of the case, this petition filed by petitioner-Sumit Kumar, is allowed. The petitioner be released on bail pending trial subject to his furnishing requisite bail bonds and surety to the satisfaction of the learned Trial Court/Duty Magistrate.

It is clarified that none of the observations made hereinabove shall be construed to be a reflection on the merits of the case. The same are solely confined for the purpose of decision of the present petition.

12.06.2020
s.khan

[LISA GILL]
Judge

Whether speaking/reasoned : Yes/No.

Whether reportable : Yes/No.