

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

(Heard through VC)

CRM-M-13895 of 2020 (O&M)
Date of Decision: June 16, 2020

Ajmer

...Petitioner

Versus

State of Haryana

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Ramesh Hooda, Advocate
for the petitioner.

Ms. Dimple Jain, DAG Haryana.

JAISHREE THAKUR, J. (Oral)

The instant petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No.260 dated 28.04.2020, under Sections 457, 380, 120-B, 406 of Indian Penal Code, registered at Police Station Samalkha, District Panipat.

Learned counsel for the petitioner contends that the petitioner was taken into custody in the present case on 10.05.2020. It is submitted that the petitioner has been falsely implicated in the present case. It is argued that the alleged recovery was effected from the car of co-accused Deepak and that the petitioner herein has been involved only on the basis of disclosure statement suffered by the co-accused. It is also contended that no

recovery is to be effected from the petitioner and conclusion of trial will take sufficient time, therefore, the petitioner is entitled to be enlarged on bail.

Per contra, learned counsel appearing on behalf of respondent-State, on instructions from ASI Baljit Singh, opposes the grant of regular bail to the petitioner, however, does not dispute the fact that no recovery is to be effected from the petitioner and that he has been booked in the present case on the basis of disclosure statement suffered by the co-accused.

I have heard learned counsel for the parties.

Since, the trial is likely to take sufficient time to conclude and in view of the facts that the petitioner has been in custody since 10.05.2020 and that no recovery is to be effected from the petitioner, no useful purpose would be served in keeping the petitioner behind bars. At this stage, without commenting on the merits of the case, the instant petition is allowed and the petitioner is directed to be released on regular bail on execution of adequate personal bond and surety bond to the satisfaction of concerned trial Court/Duty Magistrate.

However, anything observed or said by this court is only for the purpose of deciding the instant petition for grant of regular bail and the same shall have no affect on the merits of the case.

June 16, 2020

vijay saini

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No