

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

CRM-M No.14454 of 2020
Date of Decision :07.07.2020

BhishamPetitioner

versus

State of HaryanaRespondent

Coram : Hon'ble Mr. Justice B.S. Walia

Present: Mr. Keshav Pratgap Singh, Advocate for the petitioner.

Mr. Ramesh Kumar Ambavta, AAG, Haryana.

Mr. Kamal Deep Sehra, Advocate for the complainant.

B.S. Walia, J. (VC)

1. Case is being taken up for hearing through Video Conferencing due to the outbreak of pandemic Covid-19.

2. Prayer in the petition under Section 439 Cr.P.C. is for grant of regular bail to the petitioner in case FIR No.213 dated 26.04.2020 under Sections 406, 420, 467, 468, 471 IPC, 1860, registered at Police Station Camp Palwal, District Palwal.

3. Allegations against the petitioner are of having taken money from the complainant for getting appointment of his children in the Home Guard.

4. Learned counsel contends that the investigation is complete. Challan has been filed but charges are yet to be framed and since 14 prosecution witnesses have been cited and charges had yet not been framed it would not be possible to conclude the trial within period of 60 days as

in view of the prevailing corona virus pandemic, no useful purpose would be served by keeping the petitioner in jail.

5. Learned AAG, Haryana, contends that the petitioner duped the complainant for a sum of Rs.84,000/- and in case the petitioner is to be released on bail, the same should be made conditional to the petitioner depositing the amount of Rs.84,000/- in Court.

6. The submissions made by learned AAG, Haryana have been reiterated by learned counsel for the complainant.

7. Without commenting on the merits of the case, but in view of challan having been filed and 14 prosecution witnesses having been cited but charges yet to be framed besides on account of prevailing pandemic of coronavirus, no useful purpose would be served by keeping the petitioner in custody. Accordingly, the petition for regular bail is ***allowed***. The petitioner is ordered to be released on bail, in case he is not required in any other case, subject to his furnishing bail bonds/surety bonds to the satisfaction of the learned trial Court/Chief Judicial Magistrate/Duty Magistrate as also subject to his depositing a sum of Rs.84,000/- in the trial Court. The aforesaid amount shall be kept in a Fixed Deposit in a nationalized bank drawing maximum rate of interest. Disbursal of said amount would be subject to the outcome of the trial.

(B.S. Walia)
Judge

07.07.2020
Rajneesh/Rajesh

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No