

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-16677-2019 (O&M)
Date of decision: 21.01.2020

Rupender Singh @ Bablu

... Petitioner

Vs.

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Mohit Garg, Advocate
for the petitioner.

Mr. Naveen Sheoran, DAG, Haryana.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of regular bail in FIR No.363 dated 27.12.2018 under Sections 120-B, 420, 467, 468, 471 IPC, registered at Police Station Kasola, District Rewari

Learned counsel for the petitioner submits that as per allegations in the FIR, registered at the instance of complainant Rambir, his son used to go to a Sports Academy in District Rewari, where one Sachin met him and told that his brother Vikrant and father Sunil are having good relations with one big officer Rupender Singh, who is a senior officer and is working in YKK India Private Limited and he can procure a job for him and on that pretext, the complainant paid total Rs.22 lacs to four persons namely Sachin, Vikrant, Sunil and Rupinder Singh. It is further submitted that in the investigation, three other persons were found innocent and challan only qua the petitioner was presented.

Learned counsel for the petitioner further submits that the petitioner is in custody since 29.12.2018 and as on today, he has undergone the judicial custody of more than 01 year. It is also submitted that charges were framed on 03.04.2019 and the first date for recording the prosecution evidence was 10.06.2019 and out of total 44 prosecution witnesses, only 07 PWs have been examined so far, therefore, the petitioner is entitled to default bail under Section 437 (6) Cr.P.C., as the offences are triable by the Court of Magistrate.

Learned State counsel, on instructions from ASI Randhir Singh and on the basis of custody certificate, has not disputed the factual position.

Without commenting anything on merits of the case, considering the aforesaid submissions made by learned counsel for the parties, this petition is allowed and the petitioner is directed to be released on regular bail subject to furnishing his bail/surety bonds to the satisfaction of the trial Court/Illaq Magistrate/Duty Magistrate, concerned.

Petition is disposed of.

[ARVIND SINGH SANGWAN]
JUDGE

21.01.2020
vishnu

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No