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

CRM-M-17487-2020

Date of Decision: 29.09.2020

KULDEEP @ VICKY

.....PETITIONER

VERSUS

STATE OF HARYANA

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Karan Singh, Advocate
for the petitioner.

Mr. Rajat Gautam, DAG, Haryana.

RAJ MOHAN SINGH, J.(Oral)

The case has been taken up for hearing through video-conferencing.

Petitioner seeks grant of regular bail under Section 439 Cr.P.C in case bearing FIR No.46 dated 28.02.2020, registered under Section 379/411 IPC and under Section 136 of the Indian Electricity Act, 2003 at Police Station Sadar Kaithal, District Kaithal.

The allegations are of theft of electric transformer oil. The case was found to be of suspected theft when three plastic canes of 50 litres each were found in the dicky of the car. The petitioner was arrested on 29.02.2020. The petitioner was also involved in other cases i.e. in FIR No. 33 & 34 dated 18.02.2020 registered at Police Station Sadar Kaithal and FIR No. 39 dated

22.02.2020 under Sections 379 of IPC and Section 136 of the Electricity Act at Police Station Sadar Kaithal. The petitioner was granted bail in FIR No. 39 dated 22.02.2020 by this Court vide order dated 10.08.2020 passed in CRM-M-20352 of 2020. The factum of involvement of the petitioner in FIR No. 33 dated 18.02.2020 was also noticed.

The above factual position of the case is not disputed by learned State counsel, on instructions from Jagbir Singh, HC.

In view of the aforesaid position, without advertng to the merits of the case and the situation arising out of COVID-19 pandemic, I am of the view that petitioner, who is in custody since 28.02.2020 can be enlarged on bail.

In view of above, petition is allowed. Petitioner is ordered to be released on bail, subject to his furnishing adequate bail bonds/surety bonds to the satisfaction of the trial Court/concerned Duty Magistrate.

Nothing expressed hereinabove would be construed to be an expression of any opinion on merits of the case.

29.09.2020

shabha

**(RAJ MOHAN SINGH)
JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No