

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

CRM-M-30508-2020

Date of Decision:06.10.2020

Rohtash

...Petitioner

Versus

State of Haryana

...Respondents

CORAM:- HON'BLE MR. JUSTICE SANT PARKASH

Present: Mr. Ramesh Goyat, Advocate for the petitioner.

Mr.Parveen Kumar Aggarwal, DAG, Haryana

SANT PARKASH, J.

[The aforesaid presence is being recorded through video conferencing since the proceedings are being conducted in virtual court.]

Petitioner prays for regular bail in FIR No.05 dated 05.01.2019 registered under Sections 407, 420 and 120-B of the Indian Penal Code at Police Station, Sadar, Yamuna Nagar.

As per the allegations in the FIR, the complainant took the vehicle on rent from its owner Goverdhan Dass for delivery of items at Bhuvneshwar. The vehicle was being driven by present petitioner Rohtash. When the vehicle did not reach at destination, the complainant enquired from owner of the vehicle but no satisfactory answer was given. It is alleged that owner of the company has committed criminal breach of trust.

Making out a case for regular bail, learned counsel for the petitioner submits that the petitioner has been falsely implicated in this case. No recovery is to be effected from him and challan has already been presented. Co-accused has been released on bail.

On the other hand, learned counsel for the State opposes the prayer of the petitioner.

I have heard learned counsel for the parties and perused the case file.

There is no dispute that the petitioner is in jail since the date of arrest i.e. 02.06.2020. Investigation has been completed and challan has been presented on 31.07.2020. No recovery has been effected from the petitioner. The co-accused, who is owner of the vehicle, has already been released on regular bail by the learned trial Court vide order dated 15.06.2020. Moreover, conclusion of the trial will take some time due to prevailing circumstances of Covid-19.

Taking into consideration the totality of the circumstances and without commenting on the merits of the case, it is considered as appropriate to release the petitioner on regular bail on his furnishing bail bonds/surety bonds to the satisfaction of the concerned trial court/Duty Magistrate/Chief Judicial Magistrate.

Petition stands allowed.

06.10.2020
mks

(SANT PARKASH)
JUDGE

Whether speaking/reasoned:	Yes / No
Whether Reportable:	Yes / No