

CrI. Misc. No. M-31795 of 2020
Date of Decision: October 13, 2020

Rajat @ Bhura

.....Petitioner

versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. Shailender Singh Momi, Advocate
for the petitioner

Mr. Munish Sharma, AAG Haryana

Sudhir Mittal, J. (Oral)

The petitioner seeks grant of regular bail in case FIR No. 24 dated 15.01.2020 registered under Section 136 of Electricity Act, 2003 at Police Station Thanesar Sadar, District Kurukshetra.

Learned counsel for the petitioner submits that the petitioner has been in custody since 11.03.2020. The trial is not likely to be concluded at an early date as charges have not yet been framed. The petitioner has been implicated only on account of confessional statement recorded in FIR No. 78 dated 27.02.2020 also under Section 136 of the Electricity Act, 2003. Thus, the petitioner may be granted regular bail.

Learned State counsel concedes that the charges have not yet been framed. He, however, opposes the bail on the ground that there are 6 other similar cases pending against the petitioner.

Learned counsel for the petitioner argues that all 6 cases are of February 2020 and have been registered within a short span of time, thus, false implication can not be ruled out.

From the above, it is apparent that the trial is not likely to be concluded at an early date and that the petitioner has been in custody for more than 7 months. The fact that the petitioner has been named as an accused on account of a disclosure statement recorded in another FIR, false implication can not be ruled out. His implication in 6 other cases of similar nature within short span of time also smells of false implication, thus, I deem it appropriate to grant him regular bail.

Accordingly, the petition is allowed and the petitioner is directed to be released on regular bail on his furnishing bail and surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

October 13, 2020
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[SUDHIR MITTAL]
JUDGE

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