

trial.

3. Notice of motion.

4. Ms. Safia Gupta, AAG, Haryana, accepts notice on behalf of the State.

5. Learned State Counsel, on instructions from ASI Sudhir, has submitted that there are specific allegations against the petitioner. Even the recovery of part of the money was effected from the petitioner. Hence, the petitioner cannot assert the case to be fabricated one. However, it is not disputed that the petitioner has been in custody for more than two years now and the prosecution has examined only two witnesses out of 22 witnesses. But learned State counsel also submits that there is one more FIR No.473 dated 10.08.2018 pending against the petitioner under Section 399, 401 IPC and Section 25 of Arms Act on account of which he does not deserves to be released on bail.

6. Per contra learned counsel for the petitioner submits that his client has already been granted bail in the aforesaid FIR by learned Additional Sessions Judge, Jind on 20.07.2020 which fact has been mentioned in para 4 of the petition.

7. In view of the above, but without commenting upon merits of the case, the present petition is allowed. It is ordered that the petitioner be released on bail on his furnishing bail bonds/ sureties to the satisfaction of the trial Court/ Duty Magistrate.

(SUDIP AHLUWALIA)
JUDGE

26.11.2020
priyanka

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