

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

(Heard through VC)

CRM-M-38209 of 2020 (O&M)
Date of Decision: November 24, 2020

Aman Kumar

...Petitioner

Versus

State of Haryana

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. H.P.S. Ishar, Advocate
for the petitioner.

Mr. Rajiv Sidhu, DAG Haryana.

JAISHREE THAKUR, J. (Oral)

The instant petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No.134 dated 14.03.2019, under Sections 406, 420, 467, 468, 471, 120-B of Indian Penal Code and Section 66-D of I.T. Act, registered at Police Station Sector 9-A, Gurugram, District Gurugram.

Learned counsel for the petitioner contends that the petitioner herein was taken into custody in the aforesaid FIR on 17.07.2020. It is submitted that the petitioner has been falsely implicated in the present case. It is argued that the matter stands compromised between the parties vide Compromise Deed (Annexure P-2). It is also contended that investigation is complete, as the challan has already been presented and it will take

sufficient time to conclude the trial, as such, the petitioner is entitled to be enlarged on bail.

Per contra, learned counsel appearing on behalf of respondent-State, on instructions from the Investigating Officer, opposes the grant of regular bail to the petitioner, while submitting that the offences alleged the petitioner are serious in nature. However, he does not dispute the fact that challan has already been presented in the matter.

I have heard learned counsel for the parties.

In view of the facts that the petitioner herein has been in custody since 17.07.2020; investigation is complete as the challan has already been presented; the matter is allegedly compromised between the parties and that it will take sufficient time to conclude the trial, no useful purpose would be served in keeping the petitioner behind bars. At this stage, without commenting on the merits of the case, the instant petition is allowed and the petitioner is directed to be released on regular bail on execution of adequate personal bond and surety bond to the satisfaction of concerned trial Court/Duty Magistrate.

However, anything observed or said by this court is only for the purpose of deciding the instant petition for grant of regular bail and the same shall have no affect on the merits of the case.

November 24, 2020

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(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No