

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH
(through video conferencing)**

CRM-M-40951-2020
Decided on : 11.12.2020

Kapil Nagar

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM : HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Vishal Nehra, Advocate
for the petitioner.

Mr. Arun Beniwal, DAG, Haryana.

Manjari Nehru Kaul, J.

Instant petition has been filed under Section 439 Cr.PC for grant of regular bail to the petitioner in case FIR No.03 dated 06.01.2020 under Section 467, 468, 471, 420, 120-B of Indian Penal Code 1860 registered at Police Station Bawanikhera District Bhiwani (Annexure P-1).

Learned counsel for the petitioner inter alia contends that fabricated version has been brought-forth by the complainant in the FIR in question. It has further been contended that it cannot be digested that the complainant, who is an Ex serviceman, would have been lured by the petitioner to part with a huge amount of money on the pretext of getting job for his family members. The petitioner is in custody since 05.07.2020 and trial is unlikely to conclude in the near future as only challan has been filed till today. Hence, he prays for concession of regular bail as the offences are triable by a Magistrate.

Per contra, learned State counsel while opposing the prayer of

learned counsel for the petitioner on instructions from ASI Ramesh Kumar has submitted that the next date of hearing before the trial Court is 18.12.2020 when the charges are likely to be framed.

Heard.

In view of the submissions made by learned counsel and the fact that the petitioner has been in custody since 05.07.2020, the trial is unlikely to conclude in the near future more so in the wake of outbreak of pandemic Covid-19. Hence, the present petition is allowed and the petitioner is admitted to bail to the satisfaction of the trial Court/Duty Magistrate. However, it is made clear that anything observed hereinabove shall not be construed to be an expression of opinion on the merits of the case.

(MANJARI NEHRU KAUL)
JUDGE

11.12.2020
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Whether speaking/reasoned:	Yes/No
Whether reportable :	Yes/No