

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH.**

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**CRM-14054-2021 in
CRM-M-641-2021.
Date of Decision: 19.05.2021.**

Rajesh Kumar @ Sonu	Versus	Applicant/Petitioner.
State of Haryana		Respondent.

CORAM: HON'BLE MR. JUSTICE LALIT BATRA

Present: Mr. Satbir Singh Gill, Advocate for applicant/petitioner.

Mr. Vikrant Pamboo, Deputy Advocate General, Haryana.

Lalit Batra, J.(Oral)

CRM-14054-2021

This application under Section 482 Cr.P.C. is for preponing the date of hearing of the main petition, which is already fixed for 25.08.2021.

Notice of application.

At the asking of Court, learned State counsel accepts notice and stated that he has no objection if application is allowed.

In view of the grounds mentioned in the application and no objection by learned State counsel, hearing of the main petition is preponed and the main case is taken on Board today itself.

CRM is allowed.

Main Case

Present petition under Section 439 Cr.P.C has been moved by petitioner-**Rajesh Kumar @ Sonu** for grant of regular bail in case FIR No.289 dated 25.08.2020 under Sections 489-A, 489-B and 489-C IPC, registered at Police Station Sadar Sirsa, District Sirsa.

Learned counsel for the petitioner *inter alia* contends that allegations levelled in the FIR are totally concocted, false and frivolous and there is no iota of truth therein. He further submits that petitioner was roped in as accused in pursuant to disclosure statement rendered by co-accused Gagandeep Singh. He further urges that allegedly counterfeit currency notes of Rs.4,000/- were recovered from the petitioner. He further urges that though petitioner has no nexus whatsoever with the alleged possession of counterfeit currency notes and even for the sake of arguments alleged possession of counterfeit currency notes may attract the rigours of provisions of Section 489(C) IPC and said offence is bailable. He further the submits that petitioner is in custody since 27.08.2020 and he is no more required by the Investigating Agency for any investigation purpose. He further submits that after completion of investigation, final report under Section 173 Cr.P.C. (*Challan*) has already been presented in Court. He further submits that since trial of the case would take sufficient time to conclude, no useful purpose would be served by keeping the petitioner in custody further and he may be released on bail.

On the other hand, learned State counsel while opposing instant petition has vehemently argued that keeping in view seriousness of offence, petitioner does not deserve the concession of bail.

I have heard learned counsel for the parties and carefully gone through the records.

At this stage, without commenting anything on the merits of the case lest it may prejudice the outcome of the trial but taking into consideration the fact that petitioner is in custody since 27.08.2020; that

purpose; that final report under Section 173 Cr.P.C. (*Challan*) has already been presented in Court and since trial of the case would take sufficient time to conclude, no useful purpose would be served by detaining the petitioner in custody further, thus, he deserves the concession of bail.

In view of above, instant petition for grant of regular bail moved by petitioner-**Rajesh Kumar @ Sonu** is allowed and he is ordered to be released on bail on his furnishing personal/surety bonds to the satisfaction of Trial Court/ Chief Judicial Magistrate/Duty Magistrate, Sirsa, as the case may be.

(LALIT BATRA)
JUDGE

19.05.2021

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Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No