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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-1491-2021

Date of Decision: 23.02.2021

Sanjeev Kumar Batra

.. Petitioner

Vs.

State of Haryana

..Respondent

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Ajit Singh Lamba, Advocate for the petitioner.

Kanwar Sanjiv Kumar, AAG, Haryana.

...

Manoj Bajaj, J. (Oral)

Petitioner has filed this petition under Section 439 Cr.P.C for grant of regular bail, pending trial in case FIR No.007 dated 11.11.2020 registered under Section 7 Prevention of Corruption Act, 1988 at Police Station SVB, Hisar. The petitioner is in custody since his arrest on 11.11.2020.

The FIR was registered on the statement of complainant Rohit and the allegations noticed by the Addl. Sessions Judge, Hisar in the order dated 23.12.2020, while declining the bail application of petitioner, read as under:

“As per the complainant's version Rs.3300/- as security fees of license and Rs.1,000/- for kharcha-pani had been given to the accused on 10.11.2020 and Rs.5,00/- had been given to the accused on 11.11.2020 and the recovery of Rs.500/- along with previous amount given to the accused by the complainant on 10.11.2020 has been effected on 11.11.2020.”

Learned counsel for the petitioner submits that the investigation

however, the trial is yet to commence. He prays that the petitioner be released on bail during pendency of the trial.

On the other hand, learned State counsel assisted by DSP Bijender Kumar, has opposed the prayer on the ground that the petitioner had taken bribe from the complainant. He does not dispute the fact that the investigation of the case is complete and the challan has been presented.

After hearing the learned counsel for the parties, this Court finds that the investigation of the case is complete and the trial is likely to take some time to conclude. Admittedly, the petitioner is presently confined in judicial custody since 11.11.2020, therefore, his further detention may not be necessary for any useful purpose.

Resultantly, without meaning any expression of opinion on the merits of the case, it is ordered that the petitioner be released on regular bail in the above case, subject to his furnishing requisite bail bonds/surety bonds to the satisfaction of the trial Court/Duty Magistrate Hisar.

The petition is allowed.

23.02.2021
Jasmine Kaur

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes	No
Yes	No