

CRM-M-16330-2021

Date of Decision:04.08.2021

Amit

.....Petitioner

Vs.

State of Haryana

....Respondent

CORAM : HON'BLE MR.JUSTICE AMOL RATTAN SINGH

Present: Mr. Balkar Singh, Advocate,
for the petitioner

Mr. Munish Sharma, AAG, Haryana.

AMOL RATTAN SINGH, J. (Oral)

Case heard by video conference.

By this petition, the petitioner seeks the concession of 'regular bail' under the provisions of Section 439 Cr.P.C., upon FIR No.131, dated 07.03.2020, having been registered at Police Station Sonapat Sadar, District Sonapat, alleging therein the commission of offences punishable under the provisions of Sections 420/467/468/471 of the IPC and Section 61 of the Punjab Excise Act, 1914.

A status report by way of an affidavit of the DSP, Sonapat, has been filed, from which learned State counsel submits that the petitioner was found to have been in telephonic conversation with those who had been apprehended at the spot with a huge amount of illegal/illicit liquor, and with him having criminal antecedents to the extent of 4 other criminal cases registered against him (though acquitted in one), he does not deserve to be admitted to bail.

Upon query, he however does not deny that the petitioner has been in custody for about 11 months now with even the charges not having been framed by the trial court (seemingly because of the ongoing pandemic).

That being so, without making any comment whatsoever on the actual merits of the case, looking at the period of the custody of the petitioner and the stage of trial, the petition is allowed and the petitioner is ordered to be admitted to bail, upon him furnishing adequate bail and surety bonds to the satisfaction of the trial court/CJM/Duty Magistrate concerned.

The affidavit filed by the DSP is ordered to be taken on record.

August 04, 2021

dharamvir/

(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned : YES/NO

Whether Reportable : YES/NO