

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

CRM-M-22442-2021 (O&M)

Date of decision: 28.10.2021

Sabhu @ Nadeem @ Raju

...Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. S.K. Kaushik, Advocate for the petitioner.

Mr. Surender Singh, AAG Haryana.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing..

The petitioner has filed this petition under Section 439 of Cr.P.C. for grant of regular bail in case FIR No. 376 dated 11.10.2019, registered under Sections 379, 420, 467, 468, 471 and 476 IPC, at Police Station Sector-56 Gurugram, District Gurugram.

Learned counsel for the petitioner submits that the petitioner has falsely been implicated in the present case. Initially, the petitioner was arrested in FIR No. 403 dated 29.11.2019 registered at Police Station Bhondsi, District Gurugram. Thereafter, he was indicted on the basis of disclosure statement of the co-accused, in the present FIR as well as in cases

bearing FIR No. 260 dated 27.06.2019 registered at Police Station Sushant Lok, District Gurugram and FIR No. 309 dated 15.09.2019 registered at Police Station City Gurugram, all under Section 379 IPC, after taking on production warrants. The petitioner has been custody since 04.01.2020.

Learned State counsel vehemently opposes the prayer for bail. However, he does not dispute the custody period of the petitioner and submits that charges have already been framed.

I have heard the learned counsel for the parties.

The petitioner has been in custody since 04.01.2020. The petitioner was indicted on the basis of the disclosure statement of the co-accused in another FIR under Section 379 IPC after taking him on the production warrants. The case is at the stage of evidence. Therefore, no useful purpose would be served by keeping the petitioner behind the bars.

In view of the above, without commenting anything on the merits, lest it should prejudice the case of either side, the petition is allowed and the petitioner is ordered to be released on regular bail on his furnishing bail and surety bonds to the satisfaction of the learned trial Court/Duty Magistrate.

(HARNARESH SINGH GILL)
JUDGE

28.10.2021

Mangal Singh

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No