

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

**118+237**

**CRM-28570-2021 in/and  
CRM-M-22889-2021.**

**Date of Decision: 07.09.2021.**

Ajeem Khan

....Applicant/Petitioner.

Versus

State of Haryana

....Respondent.

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**CORAM: HON'BLE MR. JUSTICE LALIT BATRA**

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

Ms. Geeta Sharma, Deputy Advocate General, Haryana.

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**Lalit Batra, J.(Oral)**

**CRM-28570-2021**

Documents (Annexures A/1 to A/5) are taken on record, subject to all just exceptions.

CRM is allowed.

**Main Case**

This petition under Section 439 Cr.P.C has been moved by petitioner-**Ajeem Khan** for grant of regular bail in case FIR No.420 dated 30.09.2019 under Section 379 IPC (offence under Sections 411, 483 and 484 IPC added lateron), registered at Police Station Kaithal City, District Kaithal.

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 as a matter of fact petitioner was employed as 'Driver' on vehicle (Canter) bearing registration

remote idea that the aforesaid Canter was stolen one. He further submits that petitioner has already been released on bail in Criminal Case No.296 of 2020 under Sections 414, 420 and 484 IPC and Section 60 of Excise Act, registered at Police Station Simbhawali, District Hapur, by Sessions Court, Hapur, vide order dated 16.10.2020 (Annexure P/2). He further submits that petitioner is languishing in custody since 29.10.2020 and he is no more required by the Investigating Agency for any investigation purpose as after completion of investigation, final report under Section 173 Cr.P.C. (*Challan*) has already been presented in Court and trial has commenced. 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 record of the case.

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 29.10.2020; that petitioner is no more required by the Investigating Agency for investigation purpose as after completion of investigation 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

In view of above, instant petition for grant of regular bail moved by petitioner-**Ajeem Khan** 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, Kaithal, as the case may be.

**(LALIT BATRA)**  
**JUDGE**

**07.09.2021**

*jitender*

Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No