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

CRM-M-39624-2021

Date of Decision: 28.9.2021

Hawa Singh

Petitioner

Versus

State of Haryana

Respondent

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Sudhir Rana, Advocate
for the petitioner.

Ms. Geeta Sharma, DAG, Haryana.

AVNEESH JHINGAN, J (Oral):

Due to COVID-19 situation, the Court is convened through video conference.

This petition under Section 439 Cr.P.C. is filed seeking regular bail in FIR No. 284, dated 3rd September, 2021, under Sections 4 (4), 6, 23 of the Pre-Natal Diagnostic Techniques (Regulation and Prevention of Misuse) Act, 1994 and Sections 420, 120-B read with Section 34 of IPC registered at Police Station Dharuhera, District Rewari.

As per the allegations, on a secret information that pre-natal sex determination tests are being carried out, a raid was conducted and Rs. 45,000/- were handed over to Smt. Sushma. The

role attributed to the petitioner is that he was present along with co-accused Sushma.

Learned counsel for the petitioner submits that the petitioner is a taxi driver; he has no role. Bill for hiring of the taxi is annexed with the petition.

Learned State counsel, on instructions SI Pawan, opposes the prayer for grant of regular bail.

The petitioner is in custody since 3rd September, 2021. As per the case set up, the only allegation against the petitioner is that he was present on the spot along with co-accused. No recovery is to be made from the petitioner. The conclusion of investigation and trial is likely to take more time. The petition is allowed. The petitioner is granted bail subject to his furnishing bail bonds to the satisfaction of the Chief Judicial Magistrate/ Duty Magistrate concerned.

It is clarified that observations made hereinabove shall not be construed as an expression of opinion on the merits of the case.

[AVNEESH JHINGAN]
JUDGE

28th September, 2021
shabha

1. Whether speaking/ reasoned	:	Yes / No
2. Whether reportable	:	Yes / No