

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

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**CRM-M-35912-2020 (O&M).
Date of Decision: 14.12.2021.**

Brijesh Kumar @ Sonu

....Petitioner.

Versus

State of Haryana

....Respondent.

CORAM: HON'BLE MR. JUSTICE LALIT BATRA

Present: Mr. Vishal Garg Narwana, Advocate for petitioner.

Mr. Amit Aggarwal, Deputy Advocate General, Haryana.

None for complainant.

Lalit Batra, J.(Oral)

Present petition under Section 439 Cr.P.C for grant of regular bail has been moved by petitioner-**Brijesh Kumar @ Sonu** in case FIR No.198 dated 24.01.2020 under Sections 120-B, 406 and 420 IPC and Section 3 of the Haryana Protection of Interest of Depositors in Financial Establishment Act, 2013, registered at Police Station Shivaji Nagar, District Gurugram.

Learned counsel for the petitioner has placed on record attested copies of orders dated 27.07.2021 and 28.07.2021 passed in Criminal Case No.CHI-982 of 2020 titled 'State Vs. Ajay Raghav and others', in terms of which, while making compliance of order dated 31.03.2021 and subsequent order dated 23.07.2021, petitioner has already deposited a sum of Rs.11,72,000/- in the Court concerned to get FDR of said amount prepared.

Learned counsel for the petitioner *inter alia* contends that prosecution version, as alleged, is totally concocted one and there is no iota of truth therein. He further urges that petitioner was arrested in this case on 15.07.2020 and he is no more required by the Police for any investigation purpose as after completion of investigation, final report as envisaged under Section 173 Cr.P.C. (*Challan*), has been presented in the Court. 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 the cause of petitioner has vehemently argued that in view of seriousness of offence, petitioner does not deserve the concession of bail.

I have heard learned counsel for the parties and have 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 was arrested in this case on 15.07.2020; that petitioner is no more required by the Investigating Agency for investigation purpose as final report as envisaged 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, order dated 31.03.2021, in terms of which, petitioner was ordered to be released on **interim bail**, is made absolute.

In view of above, instant petition for grant of regular bail moved by petitioner-**Brijesh Kumar @ Sonu** is allowed and the petitioner is ordered to be admitted on bail, on the personal bond and surety bond already furnished by him before the Court concerned..

(LALIT BATRA)
JUDGE

14.12.2021
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Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No