

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

234/2

CRM-M-42506-2021

DATE OF DECISION: 29.11.2021

NAZIR AHMAD KHANDE ALIAS NAZIR AHMAD KHANDAY

... Petitioner(s)

Versus

STATE OF HARYANA

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Arvind Bansal, Advocate for the petitioner.

Mr. Kirpal Singh Thakur, AAG, Haryana.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking regular bail in FIR No.433 dated 07.08.2021, under Sections 420, 467, 468, 471, 120-B & 201 IPC and Section 66 of the I.T. Act, registered at Police Station City Kaithal, District Kaithal, Haryana.

Learned counsel for the petitioner contends that the petitioner is not named in the FIR wherein three co-accused have been specifically named. It is alleged that the paper for the recruitment to the post of Constable had been leaked and examination had to be cancelled. Co-accused Raj Kumar is alleged to have purchased the paper for a sum of Rs.30 lakh from co-accused Mohammad Afzal Dar but the payment was to be made after the examination had taken place. There is no allegation that the petitioner has been paid any amount of money and no recovery of any money has been effected from him. The petitioner is a government employee and is working as a Junior Linesman. He does not have criminal antecedents. He is in custody for about 4 months.

Learned State counsel contends that one mobile phone is recovered from the petitioner. He further contends that challan has been filed but no prosecution witness has been examined. He does not have criminal antecedents.

Heard.

In view of the above, especially when the petitioner is in custody for about 3 ½ months, he does not have criminal antecedents, the COVID-19 pandemic and the conclusion of the trial is likely to take some time, I deem it a fit case to grant the concession of regular bail to the petitioner.

Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

(ANUPINDER SINGH GREWAL)
JUDGE

29.11.2021

SwarnjitS

Whether speaking/reasoned	:	Yes / No
Whether reportable	:	Yes / No