

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

211

CRM-M-38280-2020

Date of Decision:29.01.2021

OM PRAKASH

....Petitioner

Versus

STATE OF HARYANA

....Respondent

CORAM HON'BLE MR. JUSTICE LALIT BATRA

Present: Mr. Partap Singh, Advocate
for the petitioner.

Mr. Manish Dadwal, AAG, Haryana.

Lalit Batra, J.(Oral)

Case has been taken up for hearing through Video Conferencing.

Present petition under Section 439 Cr.P.C is for grant of regular bail to petitioner-**Om Parkash** in case F.I.R. No.311 dated 29.05.2020 under Sections 406 and 420 IPC and Section 24 of Immigration Act (Sections 370 and 384 IPC added later on), registered at Police Station Assandh, District Karnal.

Learned counsel for the petitioner *inter alia* contends that petitioner has no nexus whatsoever with the alleged offence. He further submits that petitioner is in custody since 23.06.2020 and he is no more required by the Police for any investigation purpose. He further submits

that challan has already been presented in the Court. He further urges 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.

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 23.06.2020 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 concession of bail.

In view of above, instant petition for grant of regular bail moved by petitioner- **Om Parkash** 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, Karnal, as the case may be.

(LALIT BATRA)
JUDGE

29.01.2021
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Whether speaking/reasoned	:	Yes / No
Whether reportable	:	Yes / No