

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

205

CRM-M-8822-2022

Date of Decision: 29.03.2022

Vinod Kumar

....Petitioner

Versus

State of Haryana

....Respondent

CORAM: HON'BLE MR. JUSTICE LALIT BATRA

Present: Mr. Mahavir Singh, Advocate for petitioner.

Mr. Deepak Bhardwaj, Deputy Advocate General, Haryana.

Lalit Batra, J.(Oral)

Present petition under Section 439 Cr.P.C has been moved by petitioner-**Vinod Kumar** for grant of regular bail in case FIR No.47 dated 31.01.2020 under Sections 120-B, 201, 406, 420, 467, 468, 471 and 506 IPC registered at Police Station City Tohana, District Fatehabad.

Learned counsel for the petitioner *inter alia* contends that version, as alleged in the FIR, is totally concocted one and there is no iota of truth therein. He further urges that allegedly petitioner along with co-accused duped complainant-Sahil Mehta to the tune of Rs.24,11,000/- on the pretext of sending students abroad. He further submits that co-accused namely Meena Kumari, Dharamender @ Baljeet and Sunil Kumar have already been extended concession of regular bail by this Court, vide orders dated 01.10.2021, 24.11.2021 and 06.12.2021 passed in CRM-M-34994-2021, CRM-M-47645-2021 and CRM-M-43793-2021 respectively. He further submits that petitioner is languishing in custody since 30.08.2021 and he is no more required by the Police 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 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 and have carefully gone through the contents of petition.

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 30.08.2021; that petitioner is no more required by the Investigating Agency for investigation purpose; that *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 concession of bail.

In view of above, instant petition for grant of regular bail moved by petitioner-**Vinod Kumar** is allowed and he is ordered to be released on bail on his furnishing personal/surety bonds to the satisfaction of Trial Court/Duty Magistrate Tohana, District Fatehabad, as the case may be.

(LALIT BATRA)
JUDGE

29.03.2022

Varinder Prashad