

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

**CRM-M-10178-2022
Date of decision: 16.03.2022**

Rajinder

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Charanji Lal, Advocate
for the petitioner.

Mr. Himmat Singh, DAG, Haryana.

ARVIND SINGH SANGWAN, J. (Oral)

This petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No. 382 dated 07.07.2021, registered under Sections 406, 420, 467, 468 and 471 of the IPC (Section 201 IPC added later on) at Police Station Pundri, District Kaithal.

Learned counsel for the petitioner submits that as per allegations in the FIR, registered at the instance of Meena Rani, it is stated that the petitioner has approached her with an allurements that he is working as personal driver with the Home Minister, Govt. of Haryana and he will procure a job for her from the Ministers' quota by taking some money.

Learned counsel further submits that the allegations in the FIR are that Rs. 3 Lakh was paid to the petitioner, however, as per own case of the complainant, only Rs. 5,000/- was transferred to the account of the petitioner and the said amount was transferred on account of some previous settlement as the petitioner and the complainant are from the same

community and they are in relation with each other.

Learned counsel further submits that the petitioner is in judicial custody for the last 03 months and 22 days; he is not involved in any other case and since the offences are triable by the Court of a Magistrate, conclusion of trial is likely to take a long time.

Learned State counsel, on the basis of the custody certificate filed today in Court, has not disputed the factual position. As per custody certificate, the petitioner is not involved in any other case and he is in judicial custody for the last 03 months and 22 days. Learned State counsel submits that the *challan* stands presented and charges have been framed, however, out of total 16 prosecution witnesses, none has been examined so far.

I have heard learned counsel for the parties.

Without commenting upon the merits of the case, considering the fact that the petitioner is in judicial custody for the last 03 months and 22 days; he is not involved in any other case and also in view of the fact that conclusion of trial is likely to take a long time as the offences are triable by the Court of a Magistrate, the instant petition is allowed. The petitioner is ordered to be released on regular bail on her furnishing bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Illaq Magistrate, concerned.

16.03.2022

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No