

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

CRM-M-11029 of 2022(O&M)

Date of Decision: 12.07.2022

Anwar

...Petitioner

Versus

State of Haryana

...Respondent

CORAM :HON'BLE MR. JUSTICE KARAMJIT SINGH

**Present:- Mr. Afzal Hussain, Advocate
For the petitioner.**

Ms. Harpreet Kaur, AAG Haryana.

KARAMJIT SINGH, J.

The present petition has been filed by the petitioner under Section 439 Cr.P.C. seeking regular bail in FIR No. 361 dated 30.06.2021, registered under Sections 379, 420, 467, 468 and 471 IPC read with Section 120-B IPC at Police Station City Bhiwani.

Learned counsel for the petitioner contends that the petitioner was falsely implicated in the present case. The petitioner is in custody since 20.10.2021 and is not involved in any other criminal case. The counsel further contends that investigation has already been completed by the police but it is going to take time for the trial to terminate, which is pending before the Court of Judicial Magistrate Ist Class, Bhiwani. The counsel for the petitioner made prayer that petitioner be released on bail during the pendency of the trial.

On the other hand, learned State counsel contends that petitioner is facing serious charges. He used to withdraw money fraudulently from the bank accounts of different persons using their ATM cards. The State counsel further contends that at this stage when trial is to commence, it is too early to grant bail to the petitioner. However, State counsel has not disputed the custody period of the petitioner and the fact that he is not having any criminal history.

I have considered the submissions made by counsel for the petitioner as well as State counsel.

All the offences are triable by the Court of Judicial Magistrate Ist Class. The petitioner was arrested on 16.10.2021 and presently lodged in judicial custody. On the conclusion of investigation, the police has already presented the challan against the petitioner who is having no criminal history. It will take time for the trial to conclude. So, no useful purpose is going to be served by keeping the petitioner in custody.

In view of the above, without commenting on the merits of the case, instant petition is allowed. The petitioner is ordered to be released on regular bail during trial on his furnishing bail bonds and surety bonds to the satisfaction of Chief Judicial Magistrate concerned.

12.07.2022

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**(KARAMJIT SINGH)
JUDGE****Whether speaking/reasoned : Yes/No****Whether reportable : Yes/No**