

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

CRM-M-19593-2022 (O&M)

Date of Decision: 27.9.2022

Surender

....Petitioner

VERSUS

State of Haryana

....Respondent

CORAM:- HON'BLE MR. JUSTICE KARAMJIT SINGH

Present: Mr. G.S.Sandhu, Advocate
for the petitioner.

Ms. Harpreet Kaur, AAG, Haryana.

KARAMJIT SINGH, J.

The present petition has been filed under Section 439 Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No.818 dated 27.11.2021 registered for the offences punishable under Sections 406, 420, 467, 468, 471, 506, 201 IPC at Police Station Assandh, District Karnal.

Counsel for the petitioner submits that the petitioner has been falsely implicated in this case and is presently lodged in custody for the last more than 7 months and 5 days and is having no criminal history. He further submits that after completion of investigation, the police has presented the challan but it will take considerable time for trial to conclude and as such, prayer is made to grant regular bail to the petitioner.

Prayer is opposed by the State counsel who has furnished the custody certificate, as per which, the custody of the petitioner comes out to be more than 7 months and the petitioner is not recorded to be having any

criminal history.

In the present case, all the offences are triable by the Court of Judicial Magistrate, 1st Class. The petitioner was arrested in this case on 21.2.2022 and during the investigation, amount of Rs.10,000/- was recovered from his possession. Main accused Sonu and Pardeep are already lodged behind the bars. After completion of investigation, the police has presented the challan and charges have been framed but it will take time for conclusion of trial. Thus, no useful purpose is going to be served by keeping the petitioner in custody for any further period.

In view of the above, without commenting on the merits of the case, the present petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing bail bonds/surety bonds to the satisfaction of the trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

(KARAMJIT SINGH)
JUDGE

September 27, 2022

Paritosh Kumar

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No