

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

CRM-M-24124-2022

Date of decision : 01.09.2022

Jacky Sharma

..... Petitioner

versus

State of Haryana

..... Respondent

CORAM : HON'BLE MR.JUSTICE PANKAJ JAIN

Present :- Mr. Ashok Bhardwaj, Advocate
for the petitioner.

Mr. Sumit Jain, Addl. A.G., Haryana.

PANKAJ JAIN, J. (ORAL)

Custody certificate has been produced which is taken on record. As per the same, the petitioner has already undergone actual custody of 01 year, 02 months and 12 days.

2. Present petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case bearing FIR No.126 dated 19.08.2020, registered for the offences punishable under Sections 380, 420 & 120-B of IPC (Section 408 IPC added later on) at Police Station Jakhal, District Fatehabad.

3. As per the allegations levelled in the FIR, the accused alongwith other co-accused hatched a conspiracy and had stolen three signed blank cheques from the employer firm. Total amount of Rs.9,00,000/- was got encashed from the bank.

4. As per counsel for the petitioner, an amount of Rs.5,60,000/- already stands recovered, out of total amount of Rs.9,00,000/-. The petitioner is behind bars and has suffered incarceration for 01 year 02 months and 12 days. Challan already stands presented. There is no

apprehension that the petitioner shall tamper with any evidence as the case is based on the documentary evidence only.

5. Mr. Jain is not in a position to dispute the fact that challan already stands presented and the material amount already stands recovered.

6. Keeping in view the abovesaid facts and circumstances, the present petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the Ld. Trial Court/Duty Magistrate, concerned.

7. Needless to say nothing recorded herein shall be construed to be an expression of an opinion on the merits of the case.

(PANKAJ JAIN)
JUDGE

01.09.2022
Dinesh

Whether speaking/reasoned	Yes
Whether Reportable :	No