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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M No.27507 of 2022 (O&M)

Date of decision: 30.06.2022

Rahul Verma

....Petitioner

Versus

State of Haryana

....Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Namit Khurana, Advocate
for the petitioner.

Mr. Deepak Grewal, DAG, Haryana.

ARVIND SINGH SANGWAN J. (Oral)

Prayer in this petition is for grant of regular bail to the petitioner under Section 439 of the Code of Criminal Procedure (in short 'Cr.P.C.') in FIR No.69 dated 24.04.2021, for offence punishable under Sections 406, 420, 506, 467, 468, 471 of the Indian Penal Code, 1860 (in short 'IPC') registered at Police Station Radaur, District Yamuna Nagar.

Counsel for the petitioner has submitted that as per the allegations in the FIR, registered at the instance of one Mahinder Pal that he has given Rs.2.60 lacs in cash to the petitioner in the presence of one of his friend for sending his son abroad, however, neither the amount is returned back nor his son was sent abroad. It is further submitted that the petitioner has given 02 cheques of some other persons, however, the same were dishonoured. It is also submitted that the petitioner is in custody for the last about 11 months; investigation is

complete; offences are triable by the Court of Magistrate; it will take some time in conclusion of the trial and till date, no PW has been examined though the charges have been framed.

Counsel for the State on the basis of the Custody Certificate has not disputed the factual position but opposed the prayer for bail on the ground that the petitioner is involved in some other cases under Section 420 IPC.

Without commenting anything on merits of the case, considering the fact that the petitioner is in custody for the last about 11 months; investigation is complete; the prosecution evidence is yet to start; the custodial interrogation of the petitioner is not required and the conclusion of the trial will take some time as the offences are triable by the Court of Magistrate, this petition is allowed and the petitioner is directed to be released on bail subject to his furnishing bail/surety bonds to the satisfaction of the trial Court/Illaq Magistrate/Duty Magistrate.

However, it will be open for the prosecution to apply for cancellation of bail of the petitioner, in case he is found involved in any other case or misusing the concession of bail, in any manner.

(ARVIND SINGH SANGWAN)
JUDGE

30.06.2022
yakub

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No