

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

CRM-M-34058-2022

Date of Decision: 9.8.2022

Neeraj

....Petitioner

VERSUS

State of Haryana

....Respondent

CORAM:- HON'BLE MR. JUSTICE KARAMJIT SINGH

Present: Mr. Chand Ram Olla, Advocate
for the petitioner.

Mr. Naveen Kumar Sheoran, DAG, 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.194 dated 28.12.2020 registered for the offences punishable under Sections 379 IPC at Police Station Jhansa, District Kurukshetra.

Counsel for the petitioner submits that the present case is relating to recovery of some stolen motorcycle from the possession of the petitioner and some other persons. He further submits that alleged recovery has already been effected and the petitioner is in custody since 17.5.2022 and is on bail in all other criminal cases registered against him.

State counsel on instructions from HC Sanjiv Kumar has not refuted the fact that alleged recovery of stolen motorcycle has already been effected in the present case and that the petitioner is in custody since 17.5.2022. He further submits that after completion of investigation, challan has been presented.

I have considered the submissions made by the counsel for the parties.

All the offences are triable by the Court of Judicial Magistrate, 1st Class. Recovery, if any, has already been effected in the present case and after completion of investigation, police has presented the challan. It will take considerable time in conclusion of the trial after framing of charges. 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

August 9, 2022
Paritosh Kumar

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