

CRM-M-45314-2021

Date of Decision: 08.02.2022

Deepak

.....Petitioner

Vs.

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr. Aditya Sanghi, Advocate, and
Mr. Abhimanyu Batra, Advocate,
for the petitioner.

Dr. Anmol Malik, D.A.G., Haryana.

AMOL RATTAN SINGH, J. (ORAL)

Case heard via video conferencing.

This petition has been filed under the provisions of Section 439 of the Cr.P.C., for grant of 'regular bail' to the petitioner in case FIR No. 208, dated 17.07.2021, registered at Police Station Civil Lines, District Jind, for the alleged commission of offences punishable under the provisions of Sections 272/273/420/467/468/472/473/475/476/486 of the IPC and Sections 51/63 of the Copyright Act, 1957.

Learned counsel for the petitioner submit that the petitioner not having been apprehended in any case with any misbranded/spurious '*Ghee*', he is alleged to have been named by his co-accused Gaurav from whose vehicle such boxes of '*Ghee*' are stated to have been recovered, as per the investigating agency.

He further submits that an identically placed co-accused, i.e. Krishan, has been admitted to bail under the provisions of Section 438 of the Cr.P.C. by this court, upon him having filed CRM-M-37288-2021.

Upon query to learned State counsel, though he submits that the petitioner having been specifically named as one of the persons who was also involved in packing spurious/mis-branded '*Ghee*', in tetrapacks and he therefore does not deserve to be admitted to bail, however, as regards his co-accused being identically placed, who has in fact been admitted to anticipatory bail, he obviously could not deny that as a matter of record.

That being so, with no comment made on the actual merits of the case and with the petitioner having been in custody for about 05 months now, the petition is allowed. The petitioner shall be admitted to bail upon his furnishing adequate bail bonds and surety bonds to the satisfaction of the learned trial court/Duty Magistrate/Chief Judicial Magistrate concerned.

February 08, 2022
nitin

(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes
No.