

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

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**CRM-M No.49229 of 2022
Date of Decision: 31.10.2022**

Dikshit Oberoi

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: *HON'BLE MRS. JUSTICE MEENAKSHI I. MEHTA*

Present:- Mr. R.S. Rai, Senior Advocate with
 Mr. Sahil Goel, Advocate
 for the petitioner.

MEENAKSHI I. MEHTA, J. (Oral)

The petitioner herein seeks the relief of regular bail in the criminal case arisen out of the FIR bearing No.389 dated 26.09.2022 registered at Police Station Sector-13/17, Panipat, under Sections 25, 28 of the Fertilizer Control Order Act, 1985 and Sections 3, 7 & 10 of the Essential Commodities Act, 1955 and Section 420 IPC, with the allegations that 44 bags containing '*Neem Coated Fertilizer*', which were meant to be sold to the farmers at the subsidized rates, had been recovered from his factory premises.

2. Mr. Apoorv Garg, learned Deputy Advocate General, Haryana, has appeared in this case in pursuance of the notice of the instant petition having been sent to the respondent-State in advance and has submitted the '*Pairvi*' report in the Court and the same has been placed on the file.

3. I have heard learned counsel for the petitioner as well as learned State counsel in the present petition and have also perused the file carefully.

4. Learned Senior counsel for the petitioner contends that the petitioner is behind the bars since the date of his arrest, i.e 26.09.2022 and the

recovery has already been effected in the present case and moreover, the petitioner is not involved in any other criminal case of the similar nature and in these circumstances, he deserves the relief as prayed for in the instant petition.

5. Learned State counsel does not dispute the afore-referred factual position but opposes the prayer of the petitioner for grant of regular bail.

6. However, keeping in view the above-discussed facts and circumstances as well as the facts that the trial of the case is likely to take sufficient time to conclude and no useful purpose will be served by detaining the petitioner in judicial custody any more and without commenting or expressing any opinion on the merits of the case, the petitioner named Dikshit Oberoi is ordered to be released on regular bail subject to his furnishing the requisite personal and surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

7. The petition in hand stands allowed accordingly.

31.10.2022
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(MEENAKSHI I. MEHTA)
JUDGE

<i>Whether speaking/reasoned:</i>	<i>Yes</i>
<i>Whether Reportable:</i>	<i>No</i>