

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

233

CRM-M-52724 of 2022
Date of Decision: 22.11.2022

Gaurav

....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present: Mr. Pranav Malhotra, Advocate,
for the petitioner.

Mr. Naveen Singh Panwar, DAG, Haryana

JASGURPREET SINGH PURI, J. (Oral)

The present petition has been filed under Section 439 of the Code of Criminal Procedure for the grant of regular bail to the petitioner in FIR No.720 dated 05.10.2021, under Sections 419, 420, 467, 468, 471 and 477 IPC as also Sections 66C and 66D of I.T. Act, registered at Police Station City Hansi, District Hisar.

It has been submitted by the learned counsel for the petitioner that the petitioner is in custody since last 10 months and 8 days and the investigation of the case has already been completed and thereafter the challan has been submitted to the competent Court. He submitted that there is allegedly a recovery of one mobile phone and one laptop from the petitioner and he had changed the password by

which the fabrication of birth and death certificates were made. He further submitted that the name of the petitioner was nominated on the basis of the disclosure statements made by the other co-accused namely Nirbhya Partap Yadav @ Nirbhya Partap and Shyam Sunder Bind. He further submitted that the aforesaid Nirbhya Partap Yadav @ Nirbhya Partap has already extended the benefit of regular bail by this Court in CRM-M-21155 of 2022. He has further submitted that the petitioner is not a habitual offender and he is not involved in any other case and he was falsely implicated in the present case and he may be considered for the grant of regular bail since the trial of the case may take long time.

On the other hand, Mr. Naveen Singh Panwar, learned DAG, Haryana has stated that it is correct that the petitioner is in custody for the last 10 months and 8 days and the investigation of the case has already been completed. He further stated that the petitioner is not involved in any other case.

I have heard the learned counsel for the parties.

The other co-accused namely Nirbhya Partap Yadav @ Nirbhya Partap has already been extended the benefit of regular bail by this Court on 10.08.2022 and the petitioner is not involved in any other case. The investigation in the present case has already been completed and the trial of the case may take long time. Furthermore, it is not the case of the State that in case the petitioner is released on bail, then he may abscond from justice or influence any witness or tamper with any evidence.

In view of the aforesaid position, the present petition is allowed. The petitioner shall be released on regular bail subject to furnishing bail bonds/surety to the satisfaction of the learned trial Court/Duty Magistrate concerned.

However, anything observed hereinabove shall not be treated as an

expresion of opinion on merits of the case and is only meant for the purpose of decision of present petition.

(JASGURPREET SINGH PURI)
JUDGE

November 22, 2022
dinesh

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