

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

218
2023:PHHC:051260
CRM-M-10624-2023
Date of Decision: 13.04.2023

Prem SinghPetitioner

Versus

State of HaryanaRespondent

CORAM HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present Mr.Balraj Gujjar, Advocate
for the petitioner.
Ms. Sheenu Sura, DAG, Haryana.

MANJARI NEHRU KAUL, J(ORAL)

The petitioner is seeking concession of bail under Section 439 Cr.P.C in case FIR No.212 dated 22.06.2022, under Sections 406, 420 and 120-B IPC, registered at Police Station Sadar Kanina, District Mohindergarh, Haryana.

2. At the outset, learned counsel for the petitioner submits that all the offences for which the petitioner has been charged are triable by Magistrate. It has also been submitted that the petitioner has been in custody since 10.12.2022 and there is no likelihood of the trial concluding in the near future as prosecution evidence is yet to be commenced. It has also been submitted that the petitioner has no criminal past as he is not involved in any other criminal case much-less the case of similar nature.

3. *Per contra*, learned State counsel, while opposing the prayer and submissions made by counsel opposite, has submitted that the petitioner in collusion with the co-accused duped him of huge amount of Rs.26,37,140/- by fraudulently transferring the same into

through electronic mode.

4. On a pointed query put to the learned counsel as to whether the petitioner was involved in any other criminal case much-less a case of similar nature, she, on instructions, has submitted in the negative.

5. Heard.

6. In the facts and circumstances as enumerated here-in-above coupled with the fact that the offences for which the petitioner has been charged with, are triable by Magistrate, this Court deems it fit to admit the petitioner on bail as the trial will take considerable time to conclude. The petition is allowed and the petitioner is admitted to bail to the satisfaction of Chief Judicial Magistrate/Trial Court/Illaqa Magistrate, concerned.

7. However, anything observed hereinabove shall not be construed to be an expression of opinion on the merits of the case.

13.04.2023

mamta

(MANJARI NEHRU KAUL)
JUDGE

Whether speaking / reasoned

Yes/No

Whether reportable

Yes/No