

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-19630-2023
Date of Decision:-27.04.2023

PREM SINGH

... Petitioner

Versus

STATE OF HARYANA

... Respondent

-. -

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

-. -

Present:- Mr. Aakash Dalal, Advocate
for the petitioner.

Ms. Harpreet Kaur, AAG, Haryana.

-. -

KARAMJIT SINGH, J. (Oral)

1. Prayer is for grant of regular bail in case having FIR No.399 dated 18.09.2021 registered under Sections 420, 467, 468, 471 IPC at Police Station City, Bahadurgarh, District Jhajjar.
2. The allegations in nut-shell are that the petitioner got transferred amount of Rs.17.5 lac in his bank account from the bank account of complainant with illegal means. During investigation of the case petitioner was arrested.
3. The counsel for the petitioner *inter alia* submits that the petitioner is a retired Government employee and has been falsely implicated in the

present case. The counsel for the petitioner further submits that the petitioner is in custody for the last 1 year and 7 months and is having no criminal history and that the trial is going on at a snail's pace as till date only 5 prosecution witnesses have been examined. So prayer is made that the petitioner be released on bail.

4. The instant petition is resisted by the State counsel, who submits that the petitioner got transferred amount of Rs.17.5 lac by deceiving the complainant. However the State counsel has not disputed the fact that the petitioner is in custody for the last 1 year and 7 months and that it will take time for the trial to conclude as till date only 5 witnesses are examined out of total 16 witnesses on behalf of the prosecution.
5. I have considered the submissions made by counsel for the parties.
6. Admittedly all the offences are triable by the Court of Judicial Magistrate Ist Class and the petitioner is incarcerated for the last more than 1 year and 7 months and is having no criminal history and it will take time for the trial to terminate, so no purpose is going to be served by prolonging the judicial custody of the petitioner.
7. Thus, without commenting on the merits of the case, the petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing bail and surety bonds to the satisfaction of the trial Court/CJM/Duty Magistrate concerned.

27.04.2023
Gaurav Sorot

(KARAMJIT SINGH)
JUDGE

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