

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-24467-2023 (O&M)

Date of Decision:19.07.2023

Mohit Kumar Sangwan @ Tinku

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Mr. Anubhav Siwach, Advocate for
Mr. Balraj Gujjar, Advocate for the petitioner.

Mr. Surender Singh, AAG, Haryana.

HARSIMRAN SINGH SETHI J.(Oral)

1. The present petition has been filed under Section 439 Cr.P.C. for the grant of regular bail to the petitioner in FIR No.119 dated 06.07.2022, registered under Sections 406, 420, 467, 468, 471, 201 and 120-B of IPC and under Sections 10 and 24 of Emigration Act 1983, registered at Police Station Sadar Jagadhri, District Yamuna Nagar.

2. Learned counsel for the petitioner submits that the petitioner is behind the bars from the last approximately one year and as the investigation is over and challan has been presented, the petitioner may kindly be extended the concession of regular bail keeping in view the facts and circumstances of the present case as well as the status of the trial as the trial is likely to take some time before it concludes.

3. Learned State counsel concedes the fact that the investigation is over and the challan has already been presented. Learned State counsel further

submits that out of the total 30 cited witnesses, none has been examined so far

4. I have heard learned counsel for the parties and have gone through the record with their able assistance.

5.. Keeping in view the fact that none of the 30 cited witnesses has been examined so far and trial is likely to take some time before its conclude and keeping the petitioner behind the bars during the entire trial will serve no useful purpose especially when learned counsel for the petitioner has undertaken before this Court that the petitioner will not obstruct the trial in any manner or influence the witnesses, whose statements are yet to be recorded. In case of default of the above undertaking, the State will be at liberty approach this Court for passing appropriate orders.

6. Without commenting upon the merits of the case, it is directed that the petitioner be released on regular bail in case he is not required to be kept behind the bars in any other case subject to the satisfaction of trial Court/Duty Magistrate concerned.

7. However, it is made clear that anything observed herein shall not be construed to be an expression of any opinion on the merits of the case..

(HARSIMRAN SINGH SETHI)
JUDGE

19.07.2023

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