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

CRM-M-24987-2023

Date of decision : 22.05.2023

DEEPAK TOMAR

.....Petitioner

VERSUS

STATE OF HARYANA

....Respondent

CORAM:- HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Mahir Sood, Advocate with
Mr. Vikas Chopra, Advocate for the petitioner.

Mr. Surinder Singh, AAG, Haryana.

HARPREET SINGH BRAR, J. (ORAL)

Prayer in this petition under Section 439 of the Code of Criminal Procedure is for grant of regular bail to the petitioner in case FIR No.250 dated 23.03.2023 registered at Police Station Sadar Karnal, District Karnal, under Sections 406 and 420 of IPC.

Learned counsel for the petitioner *inter alia* contends that the petitioner is not named in the FIR and thereafter on 24.03.2023 he along with the main accused namely Kasif Aslam were arrested and the entire case of the prosecution is based on the disclosure statement made by the petitioner and the co-accused Kasif Aslam during custody.

Learned counsel for the petitioner further contends that the alleged cheated amount of Rs.10,000/- was already recovered at the instance of the petitioner as well as the co-accused. He further contends that the petitioner is not involved in any other case and has been falsely implicated in

the above noted case.

Learned counsel for the State has opposed the grant of regular bail to the petitioner on the ground that if the petitioner is released on regular bail he is likely to influence the witnesses. The investigation of the case is complete and the final report under Section 173 of Cr.P.C. stands presented on 17.05.2023 and no PW has been examined.

Keeping in view the facts and circumstances of the case and without commenting anything further on the merits of the case lest it may prejudice the outcome of the trial. This Court is of the considered opinion that the petitioner deserves to be released on bail.

Accordingly, the petition is allowed. The petitioner is ordered to be released on regular bail, subject to his furnishing bail/surety bonds to the satisfaction of the CJM/learned Trial Court, Karnal.

22.05.2023
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(HARPREET SINGH BRAR)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>