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IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

CRM-M-27730-2023  
Date of decision: 29.08.2023

ROHIT KUMAR

...Petitioner

VERSUS

STATE OF HARYANA

...Respondent

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present:- Mr. Namit Khurana, Advocate for the petitioner.

Mr. Naveen Kumar Sheoran, DAG, Haryana.

Mr. Sandeep Sharma, Advocate for the complainant.

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**JASGURPREET SINGH PURI, J. (Oral)**

1. 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.7 dated 27.08.2022, under Sections 406, 419 and 420 of the IPC, registered at Police Station Cyber Crime, Yamuna Nagar, District Yamuna Nagar, Haryana.

2. Learned counsel for the petitioner has submitted that the petitioner is in custody from 23.03.2023, which is about 5 months and now the investigation of the case has been completed and thereafter, report under Section 173 Cr.P.C. has been filed and even the complainant has been examined. He further submitted that the present case is triable by Magistrate and the subject matter of the entire dispute was only Rs.1,00,000/- and the trial of the case will take a long time to conclude and therefore the petitioner may be considered for grant of regular bail.

3. On the other hand, Mr. Naveen Kumar Sheoran, DAG, Haryana has submitted that it is correct that the petitioner is in custody from 23.03.2023 and now the trial is commencing. He has however not disputed the factual position.

4. I have heard the learned counsel for the parties.

5. The petitioner is in custody from 23.03.2023 and the investigation of the case has already been completed and the trial is commencing. The present is the case which is triable by Magistrate and as per the learned counsel for the parties, the subject matter involved in the present case was only Rs.1,00,000/-. Furthermore, it is not the case of the learned State counsel that in case the petitioner is released on bail, then he may influence any witness or may tamper with evidence or may flee from justice.

6. Therefore, considering the aforesaid totality and circumstances of the case, this Court deems it fit and proper to grant regular bail to the petitioner.

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

8. However, anything observed hereinabove shall not be treated as an expression of opinion on the merits of the case and is meant for the purpose of deciding the present petition only.

29.08.2023  
Chetan Thakur

(JASGURPREET SINGH PURI)  
JUDGE

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