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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-36310-2023(O&M)

Date of Decision: 02.08.2023

Manoj Kumar

....Petitioner(s)

Versus

State of Haryana

.....Respondent(s)

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present: Mr. Parminder Singh, Advocate, for the petitioner.

Mr. Vishal Kashyap, DAG, Haryana.

JASGURPREET SINGH PURI, J. (Oral)

1. The present petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in FIR No.311 dated 29.06.2019, under Sections 406, 409, 420 IPC, registered at Police Station Indri, District Karnal.

2. Learned counsel for the petitioner has submitted that the petitioner is in custody from 11.06.2023 and the investigation of the case has already been completed and thereafter the challan has been presented. He further submitted that it is a case which is triable by Magistrate and the trial of the case may take long time and the allegations are pertaining to money dispute in which allegations were made that while working as Branch Post Master, he had misappropriated some amount of money. He submitted that no recovery is to be effected from the petitioner and the petitioner is not involved in any other case and has got clean antecedents and therefore, he may be

considered for the grant of regular bail.

3. On the other hand, Mr. Vishal Kashyap, DAG, Haryana has submitted that it is correct that the petitioner is in custody from 11.06.2023 and investigation of the case has already been completed and challan has been presented and it is a case which is triable by Magistrate.

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

5. The petitioner is in custody from 11.06.2023. As per the learned counsel for the parties, the allegations were pertaining to misappropriation of an amount of Rs. 15 lakhs but during the course of arguments the learned counsel for the petitioner has stated that the amount has already been deposited with the department and apart from the above, the petitioner is stated to be not involved in any other case. The investigation of the case has already been completed and it is a case which is triable by Magistrate.

6. In view of the aforesaid facts and circumstances, 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 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 merits of the case and is meant for the purpose of deciding the present petition only.

02.08.2023

rakesh

(JASGURPREET SINGH PURI)
JUDGE

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