

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

CRM-M-44423-2022

Date of Decision: January 24, 2023

AMAN

..... Petitioner

Versus

STATE OF U.T. CHANDIGARH

..... Respondent

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. Rajender Kumar, Advocate
for the petitioner.

Mr. Viranjeet Singh Mahal, Addl. P.P.
for U.T. Chandigarh.

HARKESH MANUJA, J. (ORAL)

By way of present petition filed under Section 439 Cr.P.C. prayer has been made for grant of regular bail pending trial in case of FIR No. 65 dated 21.05.2022 (P-1) registered under Sections 419, 420, 120-B IPC registered at Police station Sector-26 East, Chandigarh.

Referring to the FIR, learned counsel for the petitioner submits that petitioner is a young student of 24 years of age and an aspirant for a Government job who landed up in the present case. Learned counsel for the petitioner further submits that petitioner is already behind bars for the last almost 8 months now, and the investigation stands concluded and the trial is also at final stage thus, the petitioner be granted the concession of regular bail.

On the other hand, learned State counsel submits that trial in the present case is almost over as evidence of both sides have already been recorded and the matter is now listed for final hearing.

I have heard learned counsel for the parties and gone through the paper-book.

Keeping in view the fact that the petitioner is a young boy of 24 years of age with no other case of similar nature to his credit and is already behind bars for the last almost 8 months, mere fact that the trial is going to conclude soon cannot be a bar for granting regular bail so as to extend the incarceration of the petitioner. Moreover, allegations against him are yet to be established in the Court of law. Though, the allegations are that there was some act of impersonation committed by the petitioner, however, considering the fact that the petitioner was present at the spot and was apprehended there and then, the allegations of impersonation at his instance thus become debatable.

In view of the above, without expressing any opinion on the merits of the case, the present petition is allowed. Petitioner, namely, Aman is ordered to be released on bail, subject to his furnishing bail bonds and surety bonds to the satisfaction of the concerned trial Court/Duty Magistrate.

24.01.2023
tejwinder

(**HARKESH MANUJA**)
JUDGE

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