

222

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-44877-2023

Date of Decision: 19.12.2023

Jasdev Singh

...Petitioner

VS.

State of Haryana

...Respondent

Coram : Hon'ble Mr. Justice N.S.ShekhawatPresent : Mr. Vansh Malhotra, Advocate
for the petitioner.

Ms. Sheenu Sura, DAG, Haryana.

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the instant petition under Section 439 of the Cr.P.C. with a prayer to grant regular bail to him in case FIR No.289 dated 31.05.2023 registered under Sections 406, 420, 120-B of IPC, 1860 at Police Station Krishana Gate, Thanasar, Kurukshetra, District Kurukshetra.

2. Learned counsel for the petitioner contends that the petitioner has been falsely involved in the present case. He further contends that in February, 2018, a Panchayat was convened in the Police Station and an agreement was executed between the complainant and Mukesh Chauhan, principal accused. As per the said agreement, Mukesh Chauhan had agreed to pay the entire amount and had also issued some cheques to the complainant side. However, later on, Mukesh Chauhan did not honour the said commitment. Learned counsel further contends that the petitioner was arrested in the present case on 06.06.2023 and is in custody for the last six months. He next contends that all

the offences are triable by the Court of Magistrate and his co-accused, namely, Renu Bala @ Renu Kumari has already been granted the concession of bail by this Court vide order dated 01.09.2023 in CRM-M-42625-2023.

3. On the other hand, learned State counsel has opposed the prayer made by learned counsel for the petitioner on the ground that serious and specific allegations have been levelled against the present petitioner.

4. I have heard the learned counsel for the parties and perused the record.

5. The petitioner was arrested in the present case on 06.06.2023 and is continuing in custody since then. The prosecution has been able to examine 06 witnesses, out of total 16 prosecution witnesses and further custody of the petitioner will not serve any meaningful purpose.

6. Without commenting on the merits of the case, the present petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing bail bonds/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Chief Judicial Magistrate, concerned.

19.12.2023
hemlata

(N.S.SHEKHAWAT)
JUDGE

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