

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

110+225 CRM-M-47079-2023 (O&M)
Date of decision: 03.11.2023

Kanhaiya @ Ujjwal and another
Versus
State of Haryana
...Petitioners
...Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS SURI
Present: Mr. Ashok Giri, Advocate for the petitioner.
Ms. Ambika Sood, Addl. A.G. Haryana.

FIR No.	Dated	Section/s	Police Station
265	13.07.2023	419, 420 IPC (500, 501, 509, 201, 120-B IPC and 66, 66 (A) of IT Act added later on)	Thanesar City, District Kurukshetra

VIKAS SURI, J.
CRM-45821-2023

Allowed as prayed for subject to all just exceptions.
Annexures P-3 to P-5 are taken on record.
CRM-M-47079-2023

1. The petitioners have filed the present petition under Section

439 Cr.P.C. for grant of regular bail in the above-captioned case.

2. Learned counsel for the petitioners has argued that the only allegation against petitioners is that they had sent letters to different Magistrates at the instance of one Parveen Kumar; the petitioners have been falsely implicated in the present case; petitioners are in custody since 26.07.2023; investigation is complete; challan stands presented; charges have been framed; out of total 31 prosecution witness cited, only one witness has been examined so far; no recovery has been effected from the petitioners; petitioners are of young age and are not employees of the District Court and the offences alleged are triable by the Court of Magistrate; the petitioners are not involved in any other case.

3. *Per contra*, learned State counsel has filed the custody certificate of the petitioners dated 02.11.2023 and 03.11.2023 respectively, which are taken on record.

4. Learned State counsel has opposed the present petition. However, she has not disputed that no recovery has been made from the petitioners and the factual aspects noticed above.

5. Heard learned counsel for the parties.

6. Considering the aforesaid circumstances of the case, without commenting on the merits of the case, the present petition is allowed. The petitioners are ordered to be released on bail during the pendency of trial, on their furnishing bail-bond and surety to the satisfaction of the Area Magistrate/Trial Court/Duty Magistrate concerned.

7. It is, however, made clear that the petitioners shall not

influence the trial in any manner directly or indirectly and shall not leave the country without prior permission of the trial Court.

8. The observations made herein-above shall not be construed as an expression of opinion on the merits of the case.

November 03, 2023
sumit.k

(VIKAS SURI)
JUDGE

Whether speaking/reasoned :	Yes / No
Whether Reportable :	Yes / No