

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M- 52894-2022 (O&M)

Date of Decision: 02.02.2023

Sandeep Kumar

... Petitioner

V/s.

State of Haryana

... Respondent

CORAM: **HON'BLE MR. JUSTICE DEEPAK MANCHANDA**

Present : Mr. Parvesh Malik, Advocate for
Mr. Ramnish Puri, Advocate
for the petitioner.

Mr. Karan Garg, AAG, Haryana

DEEPAK MANCHANDA, J.(Oral)

Petitioner has prayed for grant of regular bail under Section 439 Cr.P.C. in case FIR No. 230 dated 29.06.2022, under Sections 120-B, 177, 182, 193, 205, 420, 465, 467, 468 and 471 IPC registered at Police Station Madhuban, District Karnal.

Learned counsel for the petitioner contends that the petitioner is in custody since 06.09.2022. He submits that the petitioner has been falsely implicated in the present case as petitioner was the formal complainant in the MACT case and other co-accused have also been granted interim bail and the petitioner is neither the beneficiary nor any recovery has been effected from him. He further submits that the investigation is complete and that the conclusion of trial will take sufficient time, therefore, the petitioner be enlarged on bail.

Per contra, learned counsel appearing on behalf of respondent-State, on instructions from the Investigating Officer, opposes the grant of regular bail to the petitioner, while submitting that the offence alleged against the petitioner is serious in nature. However, does not dispute the fact that challan stands presented and other co-accused have been granted bail.

I have heard learned counsel for the parties.

Petitioner is in incarceration since 06.09.2022.

It is not a case made out by the respondent-State that in case concession of bail is granted to the petitioner, he would hamper the course of free and fair trial. Further, since the challan stands presented and the co-accused has already been granted bail and the trial would take sufficient time, no useful purpose would be served in keeping the petitioner behind the bar.

Resultantly, without meaning any expression of opinion on the merits of the case, it is ordered that the petitioner be released on regular bail subject to his furnishing requisite bail bonds/surety bonds to the satisfaction of the trial Court concerned.

The petition is allowed.

(DEEPAK MANCHANDA)
JUDGE

02.02.2023
seema

Whether speaking/reasoned	Yes
Whether Reportable	Yes /No