

S. No.236

2023:PHHC:150949

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

CRM-M-58709 of 2023

Date of Decision:28.11.2023

**Kapil @ Kapil Sandhu
Vs.**

.....Petitioner

State of Haryana

.....Respondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Dr. Puneet Kaur Sekhon, Advocate for the petitioner.

DEEPAK GUPTA, J. (Oral)

This is the second petition filed under Section 439 Cr.P.C for grant of regular bail in case FIR No.0134 dated 14.02.2023 registered under Sections 66C, 66D of Information Technology Act, 2008, Section 8(4) of Haryana Public Examination (Prevention of Unfair Means) Act, 2021 and Sections 120-B, 420 IPC (Section 201 IPC added later on) at Police Station Samalkha, District Panipat.

Earlier petition i.e. CRM-M-30593 of 2023 is stated to have been dismissed as withdrawn on 03.08.2023.

At the outset, learned counsel for the petitioner submits that principal accused Manbir Thind has already been allowed bail by co-ordinate Bench of this Court vide order dated 03.11.2023 passed in CRM-M-53747 of 2023, copy of which is Annexure P.5. Another co-accused, namely, Sataywart, who is similarly placed to that of the petitioner, was also allowed bail by the trial Court as is referred in Annexure P.5.

Notice of motion.

Mr. Randhir Singh, Addl. AG, Haryana, accepts notice on behalf of the respondent- State. Custody certificate has been placed on record.

Learned State Counsel could not refute the afore-said contentions to the effect that case of the petitioner is not different from co-accused Sataywart and that of Manbir.

In view of the afore-said circumstances and particularly on the ground of parity, but without commenting on the merits of the case, present petition is allowed. Petitioner is admitted to bail on his furnishing bail bonds and surety bonds to the satisfaction of learned trial Court/ Duty Magistrate concerned.

November 28, 2023
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(DEEPAK GUPTA)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No