

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

CRM-M-63939-2023

Date of Decision: 22.12.2023

Ashok Kumar

...Petitioner

vs.

State of Haryana

...Respondent

Coram : Hon'ble Mr. Justice N.S.Shekhawat**Present :** Mr. Arjun Atri, 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.405 dated 24.10.2020 registered under Sections 420, 467, 468 and 471 of IPC, (Sections 201, 120-B of IPC added later on) at Police Station Central Faridabad, District Faridabad, Haryana.

2. Learned counsel for the petitioner contends that the FIR in the present case was registered on 24.10.2020 and the petitioner has been arrested in the present case after long delay of 2 years as there was no incriminating evidence against him. The petitioner is in custody since 29.09.2022 i.e. 01 year and 3 months and no useful purpose would be served by keeping the petitioner behind bars. He further submits that the main accused Amit Kaushik has already been granted the concession of regular bail by this Court vide order dated 03.11.2023 (Annexure P-4) in CRM-M-47866-2023.

3. On the other hand, learned State counsel has vehemently opposed

the prayer made by learned counsel for the petitioner on the ground that there are serious allegations against the petitioner.

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

5. The petitioner is continuing in custody for the last 01 year and 03 months and the challan has already been presented against him. Apart from that, Amit Kaushik, against whom the main allegations levelled in the FIR, has been granted the concession of bail. No purpose would be served by keeping the petitioner behind the bars.

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.

(N.S.SHEKHAWAT)
JUDGE

22.12.2023
hemlata

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