

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

CRM-M-940-2024

Date of Decision: 15.1.2024

Navneet @ Sonu

....Petitioner

VERSUS

State of Haryana

....Respondent

CORAM:- HON'BLE MR. JUSTICE KARAMJIT SINGH

Present: Mr. Sandeep Kotla, Advocate
for the petitioner.

Mr. Vishal Kashyap, DAG, Haryana

KARAMJIT SINGH, J.

Prayer in the present petition under Section 439 of Code of Criminal Procedure is for grant of regular bail to the petitioner in case FIR No.278 dated 20.7.2023 registered for the offences punishable under Sections 420, 467, 468, 471, 120-B IPC and Section 61-1-14 of Excise Act at Police Station Bilaspur, Gurugram.

2. As per allegations in the FIR, the police received secret information and thereafter, apprehended, one Trolla No.HR46-D-9591 driven by co-accused Goverdhan. On checking of the said Trolla, 343 cartons containing halves of Imperial Blue, 361 cartons containing quarters of Imperial Blue and 351 cartons of bottles of Imperial Blue were recovered from the said vehicle wherein one another person namely Naveen was also travelling. During investigation, it was found that certain documents were forged by co-accused Ravi @ Lala and Vikas Khatri in connivance with the present petitioner who was arrested by the police.

3. I have heard and considered the submissions made by the counsel for the parties.

4. Driver-Goverdhan and conductor-Naveen who were arrested at the spot, are already enlarged on bail. As per custody certificate, the petitioner, who is having no criminal history, is in custody for the last more than 1 year and 17 days and the case is triable by the Court of Judicial Magistrate, 1st Class and it will take time for the police to present the challan and the concerned documents are already in custody of the police. In the given circumstances, no useful purpose is going to be served by keeping the petitioner in custody for any further period.

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

(KARAMJIT SINGH)
JUDGE

January 15, 2024
Paritosh Kumar

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