

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

**CRM-M No. 3289 of 2024 (O&M)
Date of Decision: 22.04.2024**

Sushil Kumar Saini

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. Amit Choudhary, Advocate, for the petitioner.

Mr. Rajiv Sidhu, Deputy Advocate General, Haryana

HARKESH MANUJA, J. (ORAL)

The petitioner, by way of present petition filed under Section 439 Cr.P.C., seeks grant of regular bail pending trial in case bearing FIR No.281, dated 21.10.2023, under Sections 170, 420, 467, 468, 471 & 201 of IPC and Section 8(1)(4) of the Haryana Public Examination (Prevention of Unfair Means) Act, 2021, registered at Police Station Sadar Tohana, District Fatehabad (Haryana), wherein he was implicated with the allegations of having taken huge amount from the candidates appearing for Group-D's Common Eligibility Test-2023 being conducted by Haryana Staff Selection Commission in pursuant to Advertisement No. 01/2023 in District Fatehabad.

[2] Learned State counsel vehemently opposes the prayer made on behalf of the petitioner, while submitting that during investigation, it has been found that the petitioner was closely linked with the co-accused-Satbir Singh Gill, who was arrested at the spot, besides he being involved in one more case under the provisions of Indian Penal Code.

[3] I have heard learned counsel for the parties and gone through the paper-book. I find substance in the submissions made by learned counsel for the petitioner.

[4] In the present case, investigation stands concluded with the filing of challan, followed by framing of charges; the petitioner is behind the bars since 27.11.2023, i.e. for the past about five months by now and the conclusion of trial may take some time. Moreover, the similarly situated co-accused, namely Poonam Gill, has already been granted the concession of regular bail by this Court vide order dated 22.12.2023 passed in CRM-M-61820-2023, titled “*Poonam Gill Versus State of Haryana*” and co-accused- Satbir Singh Gill has been granted the concession of regular bail by this Court vide order of even date passed in CRM-M-1990-2024, titled “*Satbir Singh Gill Versus State of Haryana*”. Considering the aforesaid facts, I do not deem it appropriate to extend the incarceration of the petitioner any further.

[5] In view of the above, but without commenting upon merits of the present petition, the same is allowed. The petitioner is ordered to be released on bail subject to his furnishing adequate bail bonds / surety bonds to the satisfaction of the Trial Court/Illaq Magistrate/Duty Magistrate concerned.

[6] It is made clear that this order may not be construed as an expression of opinion on the merits of the case.

April 22, 2024
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(HARKESH MANUJA)
JUDGE

<i>Whether Speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>