

CRM-M-6482-2024

Date of Decision:12.02.2024

Anup @ Annu

...Petitioner

VS.

State of Haryana

...Respondent

Coram : Hon'ble Mr. Justice N.S. Shekhawat**Present :** Mr. Sandeep Kumar Yadav, 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.448 dated 20.06.2023 registered under Sections 420, 467, 468, 471, 120-B, 482, 483, 474, 476, 465 of IPC and Section 61 of Punjab Excise Act, 1914 (Haryana Amendment Bill, 2020), at Police Station City Narnaul, District Mahendergarh.

2. As per case of the prosecution, on receipt of a secret information, a naka was set up by the police and 3 vehicles bearing registration No. MH-14G-7529, HR-16-5729 and HR-16-AA-6563 were stopped by the police. As per learned counsel for the petitioner, the petitioner was sitting in i10 vehicle, which was following the truck, which was loaded with illicit liquor and the petitioner was not present in the truck. Learned counsel further relies upon the orders Annexure P-6 and P-7, whereby, similarly placed co-accused, namely, Keval Soni @ Kewal Soni and Ravinder have already been granted the concession of

bail by this Court. He further contends that the petitioner was arrested in the present case on 20.06.2023 and is in custody since then. The final report under Section 173 Cr.P.C. has already been presented before the Court.

3. On the other hand, learned State counsel has vehemently opposed the submissions made by learned counsel for the petitioner.

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

5. From the record, it is apparent that similarly placed co-accused, namely, Keval Soni @ Kewal Soni and Ravinder have already been granted the concession of bail vide orders Annexures P-6 and P-7, respectively. Apart from that, the petitioner is in custody for the last more than 7 months and the final report under Section 173 Cr.P.C. has already been presented before the Court. Thus, no purpose would be served by keeping the petitioner behind 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.

12.02.2024
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(N.S.SHEKHAWAT)
JUDGE

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