

230 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-9278-2024

Decided on:-12.03.2024

Harjit Singh

....Petitioner..

vs.

State of Punjab

....Respondent.

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. VPS Mithewal, Advocate for the petitioner.

Mr. Kewal Singh, Addl.AG, Punjab.

HARKESH MANUJA J. (Oral)

1. By way of present petition filed under Section 439 of the Code of Criminal Procedure, 1973, prayer has been made for grant of regular bail to the petitioner pending trial, in case FIR No.130 dated 27.08.2023, under Sections 4(1) and 21(1) of Mines and Mineral (Regulation of Development Act), 1957, registered at Police Station Nangal, District Rupnagar, Punjab.

2. In the present case, the petitioner has been implicated being a lease holder of the stone crusher, wherein illegal mining was allegedly carried out.

3. The prayer made herein has been opposed at the instance of learned State counsel while submitting that the petitioner is involved in one more case under the provisions of IPC.

4. I have heard learned counsel for the parties and gone through the paper book. I find substance in the submissions made on behalf of the petitioner.

5. In the present case, the investigation already stands concluded

with the filing of challan and the petitioner is behind the bars for the last 02 months by now. The trial is likely to take some time, thus, considering the aforesaid facts, I do not find any reason to extend the incarceration of the petitioner any further.

6. Without commenting anything on the merits of the case, lest it may prejudice the trial, the present petition is allowed and the petitioner is ordered to be released on regular bail on his furnishing adequate bail/surety bonds to the satisfaction of the concerned learned trial Court/Illaqa Magistrate.

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

12.03.2024
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(HARKESH MANUJA)
JUDGE

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