

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-30358-2024

Date of Decision: June 26, 2024

AMARJEET SINGH BAJWAPetitioner
Versus
STATE OF HARYANARespondent

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. S.S. Antal, Advocate for the petitioner.
Mr. R.K. Singla, DAG, Haryana.

HARKESH MANUJA, J. (ORAL)

1. By way of present petition filed under Section 439 CrPC, prayer has been made for grant of regular bail in case FIR No.390 dated 21.07.2022 registered under Sections 406, 420 and 120-B of IPC at P.S. Baldev Nagar, District Ambala wherein, the petitioner has been implicated on the basis of disclosure statement made by co-accused Joginder Singh for having connived with him to aid the sale of vehicle in question to a third party.
2. The prayer made herein has been opposed at the instance of learned State counsel while submitting that the petitioner actively connived with the co-accused namely Joginder Singh for selling the truck in question thereby, causing loss to the complainant.
3. 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.
4. In the present case, the petitioner was never named in the FIR but was implicated on the basis of disclosure statement made by

co-accused namely Joginder Singh who has already been granted concession of regular bail by this Court vide order dated 18.07.2023 passed in CRM-M-33135-2023. Moreover, the investigation as regards the petitioner also stands concluded with the filing of challan and he is already behind the bars for a period of more than 2 months. In addition, his further custody may not be required as conclusion of the trial is likely to take some time. Considering the aforesaid facts and circumstances, this Court does not find any justification to extend his incarceration any further.

5. In view of the above, without commenting anything on the merits, lest it may prejudice the case of either side, 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/Duty Magistrate.

6. Nothing construed herein shall be treated as an expression of opinion on the merits of the case.

26.06.2024

Tejwinder

(HARKESH MANUJA)
JUDGE

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