

CRM-M-46050-2024
Date of Decision: 25.09.2024

Pawan	vs.	...Petitioner
State of Haryana		...Respondent

Coram : Hon'ble Mr. Justice N.S.Shekhawat

Present : Mr. Kanwaljeet Singh Brar, Advocate, for the petitioner.
Ms. Sheenu Sura, DAG, Haryana.

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the instant petition under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 with a prayer to grant regular bail in case FIR No.439 dated 20.06.2024 registered under Sections 406, 420 of IPC, at Police Station City Sirsa, District Sirsa.

2. Learned counsel for the petitioner contends that the petitioner has been falsely involved in the present case. Even otherwise, the matter has been amicably resolved between the parties. Learned counsel further contends that the petitioner was arrested in the present case on 20.06.2024 and is in custody for the last more than 03 months. After completion of the investigation, challan has already been presented against the petitioner and no witness has been examined by the trial Court so far. He further contends that all the offences in the present case are triable by the Court of Magistrate and the petitioner is the first offender.

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



serious allegations have been levelled against the present petitioner and he does not deserve the concession of bail by this Court.

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

5. In the present case, the petitioner is continuing in custody for the last 03 months and the trial is not even formally begun before the trial Court. Thus, no purpose will 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.

25.09.2024.
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(N.S.SHEKHAWAT)
JUDGE

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