

S. No.211

2024:PHHC:016850

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

CRM-M-57284 of 2023

Date of Decision:07.02.2024

Mangat Ram

.....Petitioner

Vs.

State of Punjab

.....Respondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. G.S. Ghuman, Advocate and Mr. Atul Kumar,
Advocate for the petitioner.

Mr. Karunesh Kaushal, AAG, Punjab.

DEEPAK GUPTA, J. (Oral)

Custody certificate has been placed on record by learned State Counsel.

By way of present petition filed under Section 439 Cr.P.C., petitioner prays for grant of regular bail in case FIR No.103 dated 27.07.2023 registered under Sections 4(1) and 21(1) of Mines and Mineral (Regulation of Development) Act, 1957 at Police Station Nangal, Rupnagar District Rupnagar, Punjab.

Allegations are that the petitioner had taken Kalgidhar Stone Crusher on lease and at the time of raid conducted by the officials of the Mining Department, the illegal mining was allegedly being done. Nine tractor trolleys and one poclain machine were found.

Learned counsel for the petitioner contends that the petitioner is in custody for the last more than 05 months; that charges have already been framed; that the case is triable by the Magistrate and the trial may take long time to conclude, so, he be allowed bail.

Learned State Counsel does not dispute the fact that charges are already framed and the case is triable by the Magistrate.

As per the custody certificate, petitioner is in custody for the last 05 months and 03 days though he is also involved in one more similar case.

Having regard to all the afore-said facts and circumstances, this Court is of the view that no purpose shall be served by keeping the petitioner detained as trial may take time to conclude, but without commenting anything on the merits of the case, the present petition is allowed. Petitioner is admitted to bail on his furnishing bail bonds and surety bonds to the satisfaction of learned trial Court/ Duty Magistrate concerned, on usual terms and conditions.

February 07, 2024
renu

(DEEPAK GUPTA)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No