



213 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-57133-2024
Date of Decision:21.11.2024

MAHAVIR
....Petitioner

VERSUS

STATE OF HARYANA
....Respondent

CORAM:- HON'BLE MR. JUSTICE KARAMJIT SINGH

Present: Mr. Abhinav Aggarwal, Advocate
for the petitioner.

Mr. Karan Garg, AAG, Haryana.

KARAMJIT SINGH, J.

Prayer in the present petition under Section 483 of BNSS, 2023 is for grant of regular bail to the petitioner in case FIR No.0162 dated 06.07.2024 registered for the offences punishable under Sections 318(2), 318(4), 336(3), 337, 338, 340, 61 and 62 of BNS, 2023 at Police Station Panipat City, District Panipat, Haryana.

2. The allegations in nutshell are that co-accused Rohit while impersonating himself as Akhil stood fake surety for Vicky @ Karrant Baba and at that time present petitioner being Lamberdar wrongly identified said Rohit as Akhil. During investigation, the petitioner was arrested.

3. Counsel for the petitioner *inter alia* submits that the



petitioner is in custody for the last more than 4 months and is having no criminal history and further on culmination of investigation, police has presented challan and charges are also framed but till date trial has not commenced. Counsel for the petitioner submits that in the given circumstance, no purpose is going to be served by keeping the petitioner in custody for any longer period.

4. Present petition is resisted by the State Counsel, who submits that petitioner and other accused persons facilitated Vicky @ Karrant Baba to furnish fake surety bonds seeking his release in one criminal case. However, the State counsel has not disputed the fact that petitioner was arrested on 06.07.2024 and challan stands presented and charges are also framed but till date prosecution is unable to examine any witness. It is also not disputed that the petitioner is having no criminal history.

5. I have considered the submissions made by the counsel for the parties.

6. In light of the fact that all the offences are triable by the Court of Judicial Magistrate First Class and police has presented final report under Section 173 of Cr.P.C. but it will take time for the trial to terminate, no purpose is going to be served by prolonging the judicial custody of the petitioner

7. In view of the above, without commenting on the merits of the case, the present petition is allowed and the petitioner is ordered to be released on regular bail subject to his furnishing bail bonds/surety

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bonds to the satisfaction of the trial Court/Chief Judicial Magistrate/Duty
Magistrate concerned.

(KARAMJIT SINGH)
JUDGE

21.11.2024
Priyanka Thakur

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