

229-1

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

CRM-M-61779-2023 (O&M)

Date of decision : 21.02.2024

Vikramjeet Singh @ Sunil

...Petitioner(s)

Versus

State of Haryana

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: None for the petitioner.

Mr. Praveen Bhadu, AAG, Haryana,
assisted by ASI Rampal.

MAHABIR SINGH SINDHU, J.

Present petition has been filed under Section 439 of the Code of Criminal Procedure, 1973 for grant of bail pending trial to the petitioner in FIR No.295 dated 26.05.2023, under Sections 408, 506, 120-B & 201 of the Indian Penal Code, 1860 (*for short 'the IPC'*), registered at Police Station City Tohana, District Fatehabad.

2. Allegations are that the petitioner along with other co-accused misappropriated gold weighing 1119 grams belonging to the complainant and further sold the same to unknown persons.

3. This Court granted interim bail to the petitioner on 14.12.2023, in the following manner:-

*“Contends that petitioner is in custody since 28.06.2023;
charges were framed on 18.12.2022; and out of 09 prosecution*

witnesses, none has been examined till date. Also contends that there is no other criminal case pending against the petitioner.

Learned State counsel seeks time to verify the above factual position.

Posted for 21.02.2024.

In the meanwhile, petitioner be released on interim bail in the present case till the next date of hearing on his furnishing adequate bail and surety bonds subject to the satisfaction of learned trial Court/CJM/Duty Magistrate concerned.”

4. There is no assistance on behalf of the petitioner.
5. Learned State Counsel, on instructions, has fairly acknowledged that petitioner was granted interim bail by this Court on 14.12.2023 and he is regularly appearing before learned trial Court. There is also no complaint that petitioner is likely to influence the prosecution witnesses or hamper the trial, in any manner.
6. Heard learned State counsel and perused the paper book.
7. Petitioner was granted interim bail by this Court and he is regularly appearing before the Court below; there is no allegation that he is likely to misuse the concession of bail or hamper the proceedings in case his interim bail is made absolute; thus, sending him in custody at this stage would not serve any purpose.
8. Consequently, present petition is allowed. Interim bail granted to the petitioner, vide order dated 14.12.2023, is made absolute. He shall be admitted to bail on furnishing bail/surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

9. Petitioner shall appear on each & every date and fully co-operate with the learned trial Court without seeking any unnecessary adjournment(s).
10. The above observations may not be construed as an expression of opinion on the merits of the case.
11. It is clarified that in case there is any misuse of concession of bail on the part of the petitioner, State of Haryana would be at liberty to move an appropriate application for recalling of this order.
12. Pending application(s), if any, shall also stand disposed off.

21.02.2024
atulsethi

(MAHABIR SINGH SINDHU)
JUDGE

Whether speaking / reasoned :	Yes	No
Whether Reportable :	Yes	No