

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CrI. Misc. No. M-12394 of 2015

Date of decision:14.05.2015

Tofiq alias Lala

.... Petitioner

Versus

State of Haryana

.... Respondent

CORAM: HON'BLE MS. JUSTICE NAVITA SINGH

Present: Mr. Vaibhav Prashar, Advocate for the petitioner.

Ms. Harpreet Kaur, AAG, Haryana.

Navita Singh, J. (Oral)

This petition has been moved by Tofiq alias Lala under Section 439 of the Code of Criminal Procedure seeking regular bail in case FIR No.319 dated 9.9.2014 registered under Sections 395/397 IPC and 25 of Arms Act at Police Station Kotwali, District Faridabad.

It was mentioned in the petition that co-accused Raju had absconded but counsel for the petitioner has now submitted that vide order dated 12.5.2015, this Court granted bail to Raju who is also known as Raj Kumar. Copy of order has been shown.

Counsel for the State submits that petitioner was the main accused who had made a disclosure statement disclosing the names of other persons who were involved and they were arrested thereafter.

Counsel for the petitioner, however, submits that the role of the petitioner, if any, was not different from the other persons and simply because he was arrested and made a disclosure statement, would not make him the main culprit.

Charges have not yet been drawn up. Trial is like to take some time to conclude.

In view of the above, the petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing bail bonds to the satisfaction of trial Court/ Chief Judicial Magistrate, Faridabad.

14.05.2015
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(NAVITA SINGH)
JUDGE