

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

**CRM-M No. 19540 of 2015
Decided on : 15.06.2015**

Vinay Kumar

...Petitioner

Versus

State of Haryana

...Respondent

CORAM : HON'BLE MR. JUSTICE RAMENDRA JAIN

Present : Mr. Jitender S. Chahal, Advocate
for the petitioner.

Mr. Raj Kumar Makkad, DAG, Haryana.

RAMENDRA JAIN, J. (ORAL)

The present petition under Section 439 Cr.P.C. has been filed for grant of regular bail in case FIR No. 599, dated 24.09.2014 under Sections 395/397 IPC, registered at Police Station City Yamuna Nagar.

Brief facts of the case are that at around 12/12.30 in the intervening night 20.09.2014, complainant-Tribhuvan Bhardwaj alongwith his friend Vijay Kapila, after taking the payment, was coming from Karnal to Yamuna Nagar in car bearing registration No. HR-02-AC-5553. When they were on the way, he stalled the car near liquor vend for answering the nature call by Vijay Kapila. Six/seven young boys were taking the liquor. Out of them, four persons were identified as Dippi, Sunny, Vinay and Rakesh Lala. They assaulted the complainant and took out Rs. 60,000/- from the car.

Learned counsel for the petitioner contends that the present FIR is a counter-blast to the FIR No. 343, dated 18.06.2014, lodged by the petitioner under Sections 285, 336 and 25/54/59 of Arms Act, registered at

Police Station Yamuna Nagar against the complainant of the present FIR. The petitioner is in custody since 28.12.2014. Four prosecution witnesses have already been examined.

Learned State counsel argues that trial is at an advance stage and the next date fixed before the trial Court is 10.07.2015. On the adjourned date before the trial Court, the prosecution would make every possible effort to examine the complainant. In case, the petitioner is released on bail, in that eventuality, there is every likelihood of extending threat to the prosecution witnesses.

I have given my thoughtful consideration to the arguments advanced by learned counsel for the parties.

Concededly, the petitioner is behind the bars since 28.12.2014. The conclusion of the trial may take sufficiently long time. Hence, no useful purpose would be served by detaining the petitioner behind the bars.

Accordingly, the present petition is allowed. The petitioner is ordered to be released on bail on his furnishing bail bonds and surety bonds to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate, Yamuna Nagar.

June 15, 2015
'pawan/kd'

(RAMENDRA JAIN)
JUDGE