

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

212

**Criminal Misc. No.M-30626 of 2015
Date of decision: October 13, 2015**

Lalit

....Petitioner

versus

State of Haryana

...Respondent

CORAM: HON'BLE MRS. JUSTICE DAYA CHAUDHARY

1. Whether Reporters of local papers may be allowed to see the judgment? Yes/No
2. To be referred to the Reporters or not? Yes/No
3. Whether the judgment should be reported in the Digest? Yes/No

Present: Mr. Hemant Bassi, Advocate for the petitioner.

Mr. Vikas Malik, DAG, Haryana.

DAYA CHAUDHARY, J.

The present petition has been filed under Section 439 Cr.P.C. for grant of regular bail in case FIR No.169 dated 08.05.2014 registered under Sections 364, 307, 34 of Indian Penal Code read with Section 25 of Arms Act (Sections 302, 364A, 201, 120B and 216 IPC added later on) at Police Station City Dadri, District Bhiwani during the pendency of the trial.

Learned counsel for the petitioner submits that the petitioner has falsely been implicated in this case whereas no specific allegation has been levelled against him. Learned counsel also submits that the

petitioner has been implicated only on the basis of suspicion and disclosure statement whereas the complainant is not the eye-witness. Learned counsel also submits that co-accused, namely, Mandeep @ Mande has been released on bail by Hon'ble the Apex Court vide order dated 16.07.2015. Learned counsel also submits that out of total thirty-three prosecution witnesses, fifteen material witnesses have already been examined and the petitioner is in custody since 08.05.2014.

Learned State counsel has not disputed the submissions made by learned counsel for the petitioner but opposes grant of bail.

Keeping in view the submissions made by learned counsel for the parties and also the fact that the petitioner has been implicated only on the basis of disclosure statement and role of the petitioner as mentioned therein is at par with co-accused, namely, Mandeep @ Mande who has already been granted bail by Hon'ble the Apex Court on 16.07.2015; the petitioner is in custody since 08.05.2014; the trial may take long time in final conclusion and no purpose would be served by keeping him in custody any further, the petition is allowed and the petitioner, namely, Lalit is directed to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the trial Court.

October 13, 2015

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**(DAYA CHAUDHARY)
JUDGE**