

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

CRM-M-34709-2015

Date of decision: 19.10.2015

Kulwant Singh

... Petitioner

Vs.

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

Present: Mr. Harish Mehla, Advocate
for the petitioner.

Mr. Kapil Aggarwal, Addl. AG, Haryana.

RAMESHWAR SINGH MALIK, J. (ORAL)

Petitioner seeks bail pending trial in FIR No.554 dated 09.12.2014 under Sections 380, 420, 120-B IPC, registered at Police Station Sector-5, Panchkula.

Learned counsel for the petitioner places reliance on two orders dated 18.09.2015 (Annexure P-5) as well as the order dated 09.10.2015 passed by this Court, whereby two co-accused namely Rajinder Sharma and Yuvraj were granted the concession of bail. Claiming the case of the petitioner to be identically placed, learned counsel for the petitioner prays for allowing the present petition.

On the other hand, learned counsel for the State, on instructions from ASI Nasib Singh, Police Station Sector-5, Panchkula, submits that case of the petitioner is not identically placed with his abovesaid co-accused. Allegations against the petitioner are direct and serious. He prays for dismissal of the present petition.

Having heard the learned counsel for the parties and after careful perusal of the record of the case, petitioner has also been found entitled for bail pending trial. It is so said because learned counsel for the State, despite making his best efforts, could not distinguish the case of the present petition from that of his abovesaid co-accused and rightly so, it being a matter of record.

In view of the above and without commenting anything further on merits at this stage, lest it should prejudice the rights of either of the parties, instant petition is allowed. Petitioner is directed to be released on bail pending trial on his furnishing adequate bail bonds/surety bonds to the satisfaction of learned trial Court.

Disposed of, accordingly.

[RAMESHWAR SINGH MALIK]
JUDGE

19.10.2015
vishnu