

In the High Court of Punjab and Haryana at Chandigarh

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Criminal Misc. No.M-3908 of 2015

.....

Date of decision:13.2.2015

Rahul

...Petitioner

v.

State of Haryana

...Respondent

....

Coram: Hon'ble Mr. Justice Inderjit Singh

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Present: Mr. Sandeep Gahlawat, Advocate for the petitioner.

Mr. Deepak Grewal, Deputy Advocate General, Haryana
for the respondent-State.

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Inderjit Singh, J.

The petitioner has filed this petition under Section 439 Cr.P.C. for grant of regular bail in case FIR No.162 dated 15.6.2013 (Annexure-P.1) registered for the offences under Sections 399 and 402 IPC and Section 25 of the Arms Act at Police Station Sadar Jind, District Jind.

Notice of motion to Advocate General, Haryana.

On the asking of the Court, Mr. Deepak Grewal, learned Deputy Advocate General, Haryana has put in appearance and accepted notice on behalf of the respondent-State and contested this petition. Police record is also available.

I have heard learned counsel for the petitioner as well as learned Deputy Advocate General, Haryana appearing for the respondent-

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State and have gone through the record.

From the record, I find that co-accused of the petitioner has already been released on bail by this Court vide order dated 22.3.2014. There are same allegations against the present petitioner though from his custody one pistol of .32 bore and five live cartridges have been recovered. The allegation against the petitioner is that he along with his co-accused were making planning to commit dacoity etc.

The petitioner is in custody since 15.6.2013. He is not required for interrogation or investigation purposes as he is in judicial custody. Nothing is to be recovered from him. He is only to face the trial. The trial of the case will take long time. No useful purpose will be served by keeping the petitioner in custody till the final disposal of the case.

Therefore, keeping in view the facts and circumstances of the present case, this criminal miscellaneous petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing personal bond in the sum of ₹40,000/- with one surety in the like amount to the satisfaction of the trial Court/Duty Magistrate, Jind.

February 13, 2015.

(Inderjit Singh)
Judge

hsp