

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

212

CRM-M No.41095 of 2014

Date of Decision:06.02.2015

Afsar @ Kala

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE MEHINDER SINGH SULLAR.

**Present: Mr.Rahul Jaswal, Advocate,
for the petitioner.**

**Mr.Naveen Sheoran, Deputy Advocate General,
Haryana, for the respondent-State.**

MEHINDER SINGH SULLAR, J.(oral)

The petitioner has preferred the instant petition for the grant of concession of regular bail, in a case registered against him along with his other co-accused, vide FIR No.100 dated 10.03.2014, on accusation of having committed the offences punishable under Sections 279, 336, 307, 216, 120-B IPC and Section 25 of The Arms Act(the offences punishable under Sections 3, 4-A & 8 of The Punjab Cow Slaughter Act, 1955 were later on added), by the police of Police Station Sadar Panipat.

2. Notice of the petition was issued to the State.

3. After hearing the learned counsel for the parties, going through the record with their valuable assistance and deep consideration of the entire matter, to my mind, the present petition for regular bail deserves to be accepted in this context.

4. What cannot possibly be disputed here is that, neither the

name of the petitioner is mentioned nor any particular part or injury is attributed to him in the FIR. Otherwise also, it is a no injury case. Very vague and general allegations of commission of the indicated offences are assigned to him.

5. Moreover, the petitioner was arrested in this case on 13.07.2014. Since then he is in judicial custody and no useful purpose would be served to further detain him in jail. There is no history of his previous conviction in any other criminal case. The conclusion of trial will naturally take a long time.

6. In the light of aforesaid reasons, taking into consideration the peculiar facts & the special circumstances, emanating from the record, as discussed here-in-above and without commenting further anything on merits, lest it may prejudice the case of either side during the course of trial of the main case, the instant petition for regular bail is hereby accepted. The petitioner is ordered to be released on bail on his furnishing adequate bail bonds and surety bonds to the satisfaction of the trial Court.

Needless to mention that, nothing observed here-in-above, would reflect, on merits in the trial of the main case, in any manner, as the same has been so recorded for a limited purpose of deciding the present petition for regular bail.

February 06, 2015
seema

(MEHINDER SINGH SULLAR)
JUDGE