

IN THE HIGH COURT OF PUNJAB AND HARYANA,
AT CHANDIGARH

211

CRM-M-8155 of 2015

Decided on : 09.04.2015

Rajesh

... Petitioner

Versus

State of Haryana

... Respondents

CORAM : HON'BLE MR.JUSTICE HARI PAL VERMA

Present : Mr.Mohd.Yousaf, Advocate for the petitioner.
Mr.Manish Bansal, DAG, Haryana.

1. Whether reporters of local newspapers may be allowed to see judgment?
2. To be referred to reporters or not?
3. Whether the judgment should be reported in the Digest?

Hari Pal Verma, J. (Oral)

Prayer in this petition is for grant of regular bail to the petitioner in case FIR No.276, dated 21.07.2011 under Sections 420, 467, 468, 471 and 506 IPC, registered at Police Station Sadar Palwal, District Palwal.

Learned counsel for the petitioner while relying upon 2009 (3) RCR (Criminal) 291, Sukhdev Singh Vs. State of Punjab, contends that in the present case trial was not concluded within 60 days from the first date of recording the evidence. The petitioner is in custody since 27.05.2014 and the challan was stated to be presented on 18.07.2014 and the charges were framed on 04.11.2014 entitling him for grant of regular bail.

The petitioner is in custody since 27.5.2014 and facing

trial in non-bailable offence triable by Magistrate. Since the trial is not concluded within 60 days from the first date fixed for recording the evidence of the prosecution, the accused -petitioner is entitled to regular bail under Section 437(6) Cr.P.C.

Learned State counsel on instructions from Head-constable-Rajesh Kumar does not dispute the fact that the petitioner is in custody since 27.05.2014, but submits that as against 24 witnesses, 08 witnesses have already been examined and the next date fixed before the trial court is 20.04.2015 for remaining witnesses.

Without expressing any opinion on the merits of the case and considering the fact that the petitioner is in custody since 27.05.2014 and only 08 witnesses have been examined as against the total 24 witnesses, I deem it appropriate to admit the petitioner on regular bail subject to his furnishing bail/surety bonds to the satisfaction of the trial court.

Petition is disposed of.

[Hari Pal Verma]
Judge

09.04.2015
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