

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

CRM-M No. 8616 of 2015(O&M)

Date of Decision : 15.10.2015

Tara alias Naresh

.....Petitioner

Versus

State of Haryana

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. Nipun Vashist, Advocate for the petitioner.

Ms. Tanushree Gupta, DAG, Haryana.

Ms.Vandana Sharma, Advocate for the complainant.

- i. Whether Reporters of local papers may be allowed to see the judgment?
- ii. To be referred to the Reporters or not?
- iii. Whether the judgment should be reported in the Digest?

AJAY TEWARI, J. (Oral)

This is a petition for regular bail filed in case bearing FIR No.429 dated 09.11.2013, under section 302/34 IPC, Section 3 of the Scheduled Castes and Scheduled Tribes(Prevention of Atrocities)Act, registered at Police Station Badshahpur, District Gurgaon.

Learned counsel for the petitioner has argued that even as per the FIR the death occurred due to a sudden fight between the friends who were drinking together and the petitioner has been in custody since 09.11.2013.

Learned counsel for the complainant and learned DAG, on

instructions from ASI Virender Singh, have accepted these facts. However, they have argued that only 10 official witnesses remain to be examined and it would be appropriate to put a time cap on the trial.

In my opinion the period of custody in this case justifies an order of bail. In case the petitioner is found guilty he will be liable to suffer whatever imprisonment is there in store for him. Let him be released on bail to the satisfaction of the trial Court.

Petition stands disposed of.

Since the main case has been decided, the Criminal Misc.Application, if any also stands disposed of.

(AJAY TEWARI)
JUDGE

October 15, 2015
sunita