

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

CRM No.M-23648 of 2016 (O&M)

Date of decision: 10.08.2016

Hari Kishan @ Neeraj Sharma

...Petitioner

Versus

State of Haryana and another

...Respondents

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. Arafat Hussain, Advocate for the petitioner.

Mr. Saurabh Mohunta, DAG, Haryana
assisted by SI Suresh Kumar.

Mr. Manish Soni, Advocate for respondent No.2.

Jitendra Chauhan, J. (Oral)

CRM-24409-2016

Allowed as prayed for, subject to all just exceptions.

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By filing the present petition under Section 439 of the Code of Criminal Procedure, the petitioner has sought regular bail in case FIR No.586, dated 21.12.2015, registered under Sections 365 and 364-A IPC, at Police Station Badshahpur, District Gurgaon.

It is contended that the petitioner has been falsely implicated in the instant case. The petitioner has nothing to do with the alleged occurrence. The petitioner is in custody since 22.12.2015.

On the other hand, the learned State counsel opposes the

prayer of bail and submits that the petitioner actively participated in the commission of crime.

I have heard learned counsel for the parties and perused the record.

Keeping in view the fact that the petitioner in custody since 22.12.2015; the challan stands presented; charges have been framed and out of total 14 prosecution witnesses, 07 PWs have been examined so far, therefore, it can be safely inferred that trial is not likely to be concluded in the near future, without adverting to the merits of the instant case, this petition is allowed. The petitioner be admitted to bail during the pendency of the trial, on his furnishing bail bonds and surety bonds, to the satisfaction of the trial Court.

Anything said herein above shall not be construed as an expression of opinion on the merits of the case.

10.08.2016
sumit.k

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No