

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

CRM-M-24722 of 2016 (O&M)

Date of decision : 17.08.2016

Satyawan

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. K.D.S. Hooda, Advocate for the petitioner.

Mr. Saurabh Mohunta, DAG, Haryana
assisted by ASI Amar Singh.

JITENDRA CHAUHAN, J. (Oral)

The present petition filed under Section 439 of the Code of Criminal Procedure (for short, 'the Cr.P.C.') seeking regular bail in case FIR No.430 dated 27.4.2013, registered under Sections 147, 148, 307 and 506 of the Indian Penal Code (for short 'the IPC') read with Section 149 IPC and Section 25 of the Arms Act, at Police Station Sadar, Hisar, District Hisar.

The learned counsel for the petitioner contends that the petitioner has been falsely implicated in the present case on the basis of disclosure statement of co-accused, Sandeep Singh. The petitioner is not named in the FIR. The petitioner is in custody since 28.04.2013. No specific injury is attributed to the petitioner, which is not disputed by the learned State counsel.

On the other hand, the learned State counsel submits that the

petitioner had actively participated in the crime. He further submits that challan has been filed and out of twenty-six prosecution witnesses, nineteen have been examined.

Heard.

Considering the facts that the petitioner is in custody since 28.04.2013; out of twenty-six prosecution witnesses, nineteen have been examined; challan stands presented; and no specific injury is attributed to the petitioner, no useful purpose would be achieved in keeping the petitioner behind the bars.

In view of above, 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/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.

17.08.2016

ashok

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned: Yes / No

Whether reportable: Yes / No