

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

CRM No.M-29050 of 2016 (O&M)

Date of decision: 06.09.2016

Jaipal

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. Anil Ghanghas, Advocate for the petitioner.

Mr. Neeraj Poswal, AAG, Haryana.

Mr. Shailender Kashyap, Advocate
for the complainant.

Jitendra Chauhan, J. (Oral)

By filing the present petition, under Section 439 of the Code of Criminal Procedure, the petitioner has sought regular bail in FIR No. 188 dated 09.06.2016, registered under Sections 147, 148, 188, 283, 307, 323, 447, 506 read with Section 149 IPC and Section 25 of Arms Act, at Police Station Tosham, District Bhiwani.

Learned counsel for the petitioner states that the petitioner is not named in the FIR. He has been falsely implicated in the present case on the basis of disclosure statement of co-accused Satyawan. The petitioner is in custody since 10.07.2016. No recovery is to be effected from him.

On the other hand, learned State counsel opposes the bail application and states that from the record, the presence of the petitioner is made out at the spot.

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

Considering the fact that the petitioner is in custody since 10.07.2016 and no recovery is to be effected from, without adverting to the merits of the instant case, this petition is allowed. The petitioner be admitted to bail during the pendency of trial, on his furnishing bail bonds and surety bonds, to the satisfaction of the Chief Judicial Magistrate/Illaqa Magistrate/trial Court.

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

06.09.2016
sumit.k

(JITENDRA CHAUHAN)
JUDGE

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