

CRM No. M-30083 of 2016

DECIDED ON: SEPTEMBER 02, 2016

AJAY

....PETITIONER

VERSUS

STATE OF HARYANA

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH.

Present: Mr. Neeraj Kumar, Advocate
for the petitioner.

Ms. Neelam Kashyap, DAG, Haryana.

JASPAL SINGH, J (ORAL)

By virtue of this petition preferred under Section 439 Cr.P.C., petitioner has sought regular bail in case FIR No. 80 dated 21.02.2016 under Sections 188 and 124-A IPC and Sections 25, 27, 29, 30, 54 and 59 of Arms Act registered at Police Station Civil Lines, Rohtak, District Rohtak.

The bail application of the petitioner has been declined by learned Additional Sessions Judge, Rohtak on the ground that there was some other cases registered against him, in which, he is facing trial. However, it is submitted by learned counsel for the petitioner that in six cases, he has already been acquitted whereas, in two cases he has been convicted against which appeal is pending before this Court. The co-accused of the petitioner has already been granted the concession of bail by learned Additional Sessions Judge, Rohtak vide order dated May 25, 2016 (Annexure P-2).

Petitioner is also suffering incarceration for the last about 07 months. After the completion of investigation, report under Section 173(2) Cr.P.C. has been presented and disposal of trial would take sufficient long time.

Taking into consideration the above-said facts but without expressing any opinion on the merits of the case, instant petition is allowed and petitioner is ordered to be released on bail at the satisfaction of learned trial Court/Duty Magistrate.

SEPTEMBER 02, 2016
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(JASPAL SINGH)
JUDGE