

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

CRM-M-32277-2016 (O&M)
Date of decision : 23.09.2016

Raman Kumar

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Baldev Singh Badhran, Advocate,
for the petitioner.

Mr. Neeraj Poswal, AAG, Haryana,
assisted by ASI Wajir Singh.

JITENDRA CHAUHAN, J. (Oral)

The instant petition has been preferred under Section 439 Cr.P.C. seeking regular bail in FIR No.33 dated 01.02.2016, registered under Sections 379A and 341 read with Section 34 of the Indian Penal Code, at P.S. Pehowa, Distt. Kurukshetra.

Contents that the petitioner is not named in the FIR. The complainant and the eye-witness have already been examined, who have not supported the case of the prosecution. Similarly placed co-accused, namely, Sanju Malik, has already been enlarged on bail by this Court.

On the other hand, learned State counsel has opposed the present petition. He informs that out of fourteen prosecution witnesses, four have already been examined. He concedes that the petitioner is not involved in any other case.

Heard.

The petitioner is in custody since 05.02.2016. Co-accused, Sanju Malik, who is similarly placed, has been granted bail by this Court. The petitioner is not involved in any other case. Out of fourteen prosecution witnesses, only four have been examined so far, therefore, it can safely be inferred that the trial is not likely to be concluded in the near future. The material witnesses already stand examined who have not supported the prosecution case.

Keeping in view the 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 and surety bonds, to the satisfaction of the trial Court.

However, anything observed hereinabove shall not be construed as an opinion of this Court, on the merits of the case.

23.09.2016
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(JITENDRA CHAUHAN)
JUDGE

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