

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

240

CRM-M-33415 of 2016 (O&M)
Date of decision: 29.09.2016

Satyawan @ Tapli

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. R.S. Tacoria, Advocate for the petitioner.

Mr. Neeraj Poswal, A.A.G., Haryana
assisted by SI Jagmahal.

JITENDRA CHAUHAN, J. (Oral)

The present petition has been filed under Section 439 of the Code of Criminal Procedure (for short, 'the Cr.P.C.') seeking regular bail in FIR No.188 dated 09.06.2016, registered under Sections 147, 148, 188, 283, 307, 323, 447 and 506 read with Section 149 of the Indian Penal Code and under Section 25 of the Arms Act, at Police Station Tosham, District Bhiwani.

The learned counsel for the petitioner contends that as per the FIR, the land of the petitioner adjoins the site of mining owned by the complainant. It is a case of no injury. Co-accused Jaipal has been allowed bail. No specific role has been assigned to the petitioner.

The petitioner is in custody since 09.06.2016.

The learned State counsel has vehemently opposed the present bail application.

Heard.

Considering the fact that no specific role has been assigned to the petitioner, co-accused Jaipal has been allowed bail, the challan stands presented, out of 16 prosecution witnesses, none has so far been examined, therefore, it can be safely inferred that the conclusion of trial will take a long time, so without commenting on the merits of the case, the instant petition is allowed. The petitioner be admitted to bail, 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.

29.09.2016
SN

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned: Yes / No

Whether reportable: Yes / No