

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

CRL. MISC. No.M-35587 OF 2016 (O&M)
DATE OF DECISION : 18th OCTOBER, 2016

Monu

.... Petitioner

Versus

State of Haryana

.... Respondent

CORAM : HON'BLE MR. JUSTICE A. B. CHAUDHARI

* * * *

Present : Ms. Tanu Bedi, Advocate for
Mr. Nishant Raj, Advocate for the petitioner.

Mr. Chetan Sharma, AAG, Haryana.

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A. B. CHAUDHARI, J. (ORAL)

The petitioner has filed this petition under Section 438 Cr.P.C. seeking regular bail in FIR No.863 dated 05.07.2016 registered under Sections 148, 149, 323, 325, 506, 379-B, 120-B, 427 & 482 IPC at Police Station City Panipat, District Panipat.

Heard learned counsel for the rival parties.

The petitioner was arrested on 16.07.2016 and is in jail since then and challan has since been filed.

Learned State counsel submits that though the name of the petitioner is not affirmed in the FIR, but the evidence against him is in the form of disclosure statement made by the co-accused.

I have perused the FIR so also after hearing learned counsel for the rival parties, I think in the absence of legal evidence against the petitioner prima facie, the petitioner is entitled to bail.

Learned State counsel further submits that there are some more FIR against the petitioner to which learned counsel for the petitioner swiftly responded that the petitioner stands acquitted in those cases.

Be that as it may, in the absence of any satisfactory legal evidence in the present case, there is no point in keeping the petitioner in jail pending trial.

In view of the above, I am inclined to grant bail to the petitioner. Hence, I make the following order:

ORDER

- (i) The petition is allowed.
- (ii) The petitioner be released on bail to the satisfaction of the CJM/Duty Magistrate, Panipat

18th OCTOBER, 2016
'raj'

(A. B. CHAUDHARI)
JUDGE

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