

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

CRM No.M-36910-2016 (O&M)

Date of decision: 04.11.2016

LALIT @ NEERAJ

...Petitioner(s)

Versus

STATE OF HARYANA

...Respondent(s)

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present : Mr. Sanjeev Majra, Advocate
for the petitioner (s).

Mr. Pawan Garg, AAG, Haryana

Jitendra Chauhan, J. (Oral)

By filing the present petition under Section 439 of the Code of Criminal Procedure, the petitioner(s) has sought regular bail in case FIR No.3 dated 02.01.2016, registered under Sections 148, 323, 324, 427, 452 and 506 of the Indian Penal Code (for short 'the IPC') read with Section 149 IPC and Section 326 (added later on), at Police Station Chhapar, Distt. Yamuna Nagar.

It is contended that the petitioner has been falsely implicated in the present case. The petitioner is not involved in any other FIR, which fact is not disputed by the learned State counsel. Similarly situated co-accused, Vijay Saini has already been admitted to bail by this Court. The petitioner is in custody since 12.01.2016.

On the other hand, the learned State counsel opposes the bail application and states that out of seventeen prosecution witnesses, only two prosecution witnesses have been examined so far.

Heard.

Considering the fact that the petitioner is not involved in any other FIR; co-accused, Vijay Saini has already been admitted to bail; the petitioner is in custody since 12.01.2016; and out of seventeen prosecution witnesses, only two prosecution witnesses have been examined, trial is likely to take a long time, therefore, no purpose would be served in keeping the petitioner behind the bars, 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/Chief Judicial Magistrate/Duty Magistrate, concerned.

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

04.11.2016

ashok

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned: Yes / No

Whether reportable: Yes / No