

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

CRM No.M-36943 of 2016 (O&M)

Date of Decision: October 21, 2016

Nizam @ Chichi

...Petitioner

VERSUS

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr.M.S.Kathuria, Advocate
for the petitioner.

INDERJIT SINGH, J.

Petitioner has filed this petition under Section 439 Cr.P.C. for grant of regular bail in case FIR No.349 dated 29.05.2013 under Sections 332, 353, 186, 307, 379, 420 IPC, Section 25 of the Arms Act, Section 11 of the Prevention of Cruelty to Animals Act and Section 3/8, 4A/8 of Cow Slaughter Act, registered at Police Station Sector-55, District Faridabad.

Notice of motion.

On asking of the Court, Mr.Vikramjit Singh, Addl. Advocate General, Haryana, who is present in the Court, accepted notice on behalf of the respondent-State and contested the petition.

I have heard learned counsel for the petitioner as well as learned State counsel and have gone through the record.

Police record is also available.

From the record, I find that the present petitioner was never

arrested in this case earlier. Learned counsel for the petitioner contended that the petitioner was having no knowledge regarding the registration of the case. The petitioner was declared proclaimed offender in this case. It is a no injury case. As per prosecution version, the accused have run away from the spot.

The petitioner is in custody since 04.04.2016. He is not required for investigation or interrogation purposes as he is in judicial custody. The trial of the case will take long time. No useful purpose will be served by keeping the petitioner in custody till the disposal of the case.

Keeping in view the facts and circumstances of the present case, without discussing the facts in minute detail and without expressing any opinion on the merits of the case, the present petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing personal/surety bonds in the sum of ₹50,000/- with two sureties in the like amount each to the satisfaction of the trial Court/Duty Magistrate.

October 21, 2016
Vgulati

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned

Yes

Whether reportable

No