

CRM-M-36958-2016 (O & M)

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

CRM-M-36958-2016 (O & M)
Date of Decision: 05.12.2016

Lalit @ Nikki

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr.Ashit Malik, Advocate,
for the petitioner.

Mr. B.S.Virk, DAG, Punjab.

INDERJIT SINGH, J.

CRM-32556-2016

Allowed as prayed for, subject to all just exceptions.

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Petitioner, Lalit @ Nikki has filed this petition under Section 439 Cr.P.C. for grant of regular bail in case FIR No.210 dated 17.06.2016, registered at Police Station Kundli, District Sonapat, under Sections 302, 120-B and 34 of the Indian Penal Code and Section 25 of the Arms Act, 1959.

Notice of motion was issued. Learned State counsel has appeared and contested the instant petition.

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

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From the record, I find that the present petitioner has not been named in the present FIR. Challan has already been presented, meaning thereby the petitioner is not required for any investigation or interrogation purposes. The petitioner has been nominated on the basis of disclosure statement of co-accused, Pardeep. As per the prosecution version, the present petitioner has not taken any part in the commission of offence; he left the main accused at the place of occurrence and then helped by taking him from the place of occurrence. At this stage, no other evidence except the disclosure statement of co-accused has been pointed out against the present petitioner.

The petitioner is in custody since 30.06.2016. The trial of the case will take long time. No useful purpose will be served by keeping the petitioner in custody till the final 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, this criminal miscellaneous petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing personal bonds in the sum of ₹50,000/- with one surety in the like amount to the satisfaction of the trial Court/Duty Magistrate.

05.12.2016

parveen kumar

**(INDERJIT SINGH)
JUDGE**

Whether speaking/reasoned	:	Yes
Whether reportable	:	No