

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

CRM-M-37014-2016

Date of decision: October 27, 2016

Amir Khan

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Dr. Anand Kumar Bishnoi, Advocate
for the petitioner.

Ms. Harpreet Kaur, AAG, Haryana
for the respondent-State.

JASPAL SINGH, J.(ORAL)

By virtue of the instant petition preferred under Section 439 of Code of Criminal Procedure, petitioner has sought bail in case bearing FIR No.125 dated 19.04.2016, under Sections 395, 365, 412 of Indian Penal Code registered at Police Station Dharuhera, District Rewari, Haryana.

Undoubtedly, petitioner was arrested in this case on 24.06.2016. After subjecting to custodial interrogation, he was remanded to judicial lock up meaning thereby, he is no more required for further investigation. Moreover, on conclusion of investigation, report under Section 173 (2) Cr.P.C. has already been presented, which is pending trial. The disposal of trial would certainly take long time. Even otherwise, the complainant namely Prakash has already appeared before the trial Court, as one of the witnesses but he failed to identify the petitioner, as one of the accused. There is no other case is either pending or disposed of against the present petitioner. This Court is of the considered view that it would not be desirable to keep the petitioner behind the bars for an

indefinite period.

Taking into consideration all the above-said facts but without expressing any opinion on the merits of the case, instant petition is allowed and petitioner is ordered to be released on bail at the satisfaction of learned trial Court/Duty Magistrate.

October 27, 2016
m. sharma

(JASPAL SINGH)
JUDGE

Whether Speaking/Reasoned	:	Yes/No
Whether Reportable	:	Yes/No