

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

CRM-M-37606 of 2016 (O&M)

Date of decision: 23.11.2016

Parshant

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. Atul Lakhanpal, Sr. Advocate with
Mr. Arjun Lakhanpal, Advocate for the petitioner.

Mr. Naveen Kaushik, Addl. A.G., Haryana
assisted by SI Santosh.

Jitendra Chauhan, J. (Oral)

CRM-35892-2016

Allowed as prayed for, subject to all just exceptions.

Main Case

By filing the present petition, under Section 439 of the Code of Criminal Procedure, the petitioner has sought regular bail in FIR No.222 dated 18.03.2012, registered under Sections 302, 120-B, 148 read with Section 149 of IPC and Section 25 of Arms Act, at Police Station Sadar Hissar, District Hissar.

The learned counsel for the petitioner refers to the testimonies of PW-1, Sunil, brother of the deceased and PW-2 Partap Singh, father of the deceased to contend that the material witnesses

have not supported the case of the prosecution and have been declared hostile. The petitioner is in custody since 05.06.2012.

On the other hand, learned State counsel opposes the bail application and states there are serious allegations against the petitioner.

I have heard learned counsel for the parties and perused the record.

Considering the fact that the petitioner is in custody since 05.06.2012; the material witnesses have not supported the prosecution version and out of total 39 PWs, only 15 PWs have been examined so far, therefore, it can be safely inferred that the trial is not likely to be concluded in the near future, without adverting to the merits of the instant case, this petition is allowed. The petitioner be admitted to bail during the pendency of trial, on his furnishing bail bonds and surety bonds, to the satisfaction of the trial Court.

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

23.11.2016

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(JITENDRA CHAUHAN)
JUDGE

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