

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

CRM No. M-37615 of 2016 (O&M)

Date of decision:- November 07, 2016

PAPPU @ BALBIR

....PETITIONER..

VS.

STATE OF HARYANA

....RESPONDENT..

CORAM:- HON'BLE MR. JUSTICE JASPAL SINGH

Present:- Mr. Anil Kumar Malik, Advocate,
for the petitioner.

Ms. Neelam Kashyap, DAG, Haryana.

JASPAL SINGH, J. (Oral)

By virtue of instant petition preferred under Section 439 of the Code of Criminal Procedure (for brevity, "Code" only), petitioner-Pappu @ Balbir has sought bail during the pendency of trial, in case FIR No.393, dated 09.07.2016, under Sections 379-B IPC, Police Station Samalkha, District Panipat.

2. Undisputably, the petitioner was arrested in this case on 24.08.2016 and after subjecting him to custodial interrogation, he was remanded to judicial custody. Meaning thereby, he was no more required for further interrogation/investigation. Moreover, co-accused of the petitioner, who is similarly situated has already been granted the concession of bail. Otherwise also, on conclusion of investigation, report under Section 173 (2) of the Code has already been presented, which is not likely to be concluded in near future.

3. This Court is of the considered view that no useful purpose would be served by keeping the petitioner behind the bars for an indefinite period.

4. Taking into consideration the aforesaid aspects but without expressing any opinion on the merits of the case, the petition is allowed and petitioner is ordered to be released on bail, during pendency of trial, at the satisfaction of trial Court/Duty Magistrate.

November 07, 2016
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(JASPAL SINGH)
JUDGE

Whether speaking/reasoned: Yes/No

Whether reasonable: Yes/No