

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND HARYANA
AT CHANDIGARH

Date of Decision: July 31, 2017

1) Crl.Misc. No.M-10383-2017(O&M)

Baljit alias Kala ...Petitioner

Versus

State of Haryana ...Respondents

2) Crl.Misc. No.M-10937-2017(O&M)

Manish @ Sarju ...Petitioner

Versus

State of Haryana and others ...Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present:- Mr. Sandeep Goyat, Advocate
for the petitioner in CRM-M-10383-2017.
Mr. Anand Kumar Bishnoi, Adocate,
for the petitioner in CRM-M-10932-2017.
Mr. R.K. Doon, AAG, Haryana

Amol Rattan Singh, J. (Oral)

By these petitions, the two petitioners seek to be admitted to bail, they having been in custody since December 2016, pursuant to FIR no.252 having been registered against them and their co-accused on 26.06.2016, for the alleged commission of an offence punishable under Sections 379A IPC and Section 34 thereof.

On the last date of hearing, i.e. 26.05.2017, the matter had been adjourned till today as at that stage even a charge had not been framed against the petitioners, because of the fact that all the co-accused, who were in different jails, were not being produced before the trial Court.

Learned State counsel on instructions has submitted that charges have been framed now against the petitioners and all other co-accused, by the trial Court.

On a specific query, Mr. Doon, learned State counsel, again on instructions from ASI Ajmer Singh, submits that neither of the petitioners in these petitions have any other criminal case pending against them and they have, factually, been in custody since December 2016. It is also not denied that out of 11 prosecutions witnesses to be examined, none has been examined so far, with the next date of hearing before the trial Court being 15.09.2017.

Keeping in view the aforesaid facts, without making any comment on merits, for or against the petitioners in both the petitions, I consider it appropriate to allow these petitions.

Consequently, the petitioners in both the petitions would be enlarged on bail upon their furnishing adequate bail and surety bonds to the satisfaction of the trial Court.

July 31, 2017
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(Amol Rattan Singh)
Judge

Whether speaking/reasoned: Yes
Whether reportable: no