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

CRM-M No.21992 of 2017
Date of Decision: 03.07.2017

ASHISH

.....PETITIONER

Vs

STATE OF HARYANA

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Virender Soni, Advocate
for the petitioner.

Mr. P.S. Rana, A.A.G., Haryana.

RAJ MOHAN SINGH, J.(Oral)

Prayer is for regular bail in second bail application filed under Section 439 Cr.P.C. in case bearing FIR No.79 dated 20.02.2016 under Sections 147, 148, 149, 186, 188, 332, 353, 379-B, 395, 412, 427, 436, 124-A IPC and Section 25/54/59 of Arms Act and Section 3 of Prevention of Damage to Public Property Act, 1984, registered at Police Station Meham, District Rohtak.

Earlier bail application filed vide CRM-M No.18748 of 2017 was dismissed as withdrawn by passing the following order:-

“Learned counsel for the petitioner relies

upon order dated 03.04.2017, granting bail to Pardeep @ Lila in CRM-M No.43341 of 2016 and the order, granting bail to Jitender by the Court of Sessions. Apparently, these are the orders passed subsequent to 03.11.2016, vide which the bail of the petitioner was rejected by the Court of Sessions.

After arguing this case for some, learned counsel for the petitioner intends to withdraw the present petition with a liberty to approach Court of Sessions in view of changed circumstances.

Dismissed as withdrawn with liberty aforesaid.

In the event of filing an application for grant of regular bail, the same shall be decided after ascertaining parity with those persons who have been granted bail by this Court and by Court of Sessions.

Ordered accordingly.”

Pardeep @ Lila filed CRM-M No.43341 of 2016 for grant of regular bail in the same FIR which was allowed vide order dated 03.04.2017. It was noticed in the said order that double barrel guns were looted during the riots which took place

in the month of February, 2016.

It is not disputed that co-accused Pardeep @ Lila, Vikas, Jagbir, Parveen and Jitender have been granted regular bail by the Courts.

Petitioner is in custody since 01.03.2016. Challan has already been presented. Even one prosecution witness has been examined.

In view of above, I deem it appropriate to enlarge the petitioner on regular bail subject to his furnishing adequate bail bonds/surety bonds to the satisfaction of the trial Court.

Nothing expressed hereinabove would be construed to be an opinion on merits of the case.

July 03, 2017

jyoti Y.

(RAJ MOHAN SINGH)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No