

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

Crl. Misc. M-23183 of 2017 (O&M)
Date of Decision: August 25, 2017

Uppender @ Uppi

...Petitioner

Versus

State of Haryana

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. K.P. Singh, Advocate
for the petitioner.

Mr. P.P. Chahar, DAG Haryana.

Mr. Abhimanyu Singh, Advocate
for the complainant.

JAISHREE THAKUR, J. (Oral)

The instant petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No.231 dated 11.07.2016, under Sections 306, 406, 216 of Indian Penal Code, registered at Police Station Tosham, District Bhiwani.

Learned counsel for the petitioner contends that the petitioner herein was taken into custody in the aforesaid FIR on 26.01.2017. It is submitted that petitioner has been falsely implicated in the present case. It is also contended that the statement of the complainant has been recorded, therefore, the petitioner is entitled to be enlarged on bail.

Per contra, learned counsel appearing on behalf of respondent-State, on instructions from the investigating officer opposes the bail application, while submitting that out of total 23 witnesses, 10 have been examined including the complainant.

I have heard learned counsel for the parties.

Since, the trial is likely to take some time and in view of the facts that no recovery is to be effected from the petitioner, he is not required for any further investigation and that out of total 23 witnesses, 10 witnesses have been examined including the complainant, no useful purpose would be served in keeping the petitioner behind the custody. Therefore, at this stage, without commenting on the merits of the case, the instant petition is allowed and the petitioner is directed to be released on regular bail on execution of adequate personal bond and surety bond to the satisfaction of concerned trial Court/Duty Magistrate.

August 25, 2017
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(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No