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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-25827-2017 (O&M)
Date of decision: - 17.8.2017

Sunil @ Sheela

.....Petitioner

versus

State of Haryana

.....Respondent

CORAM: - HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: - Mr. Bijender Dhankar, Advocate for the petitioner.

Mr. Naveen Kaushik, Addl. AG, Haryana.

ARVIND SINGH SANGWAN, J (ORAL)

This is a petition filed under Section 439 Cr. P.C for grant of regular bail in case FIR No. 112 dated 30.4.2017 under Sections 364, 323, 325, 34 IPC, registered at Police Station Julana, District Jind.

Learned counsel for the petitioner submits that as per the allegation in the FIR, petitioner has given a call to complainant-Vijay Kumar. The co-accused Ashish and Sachin have already been granted regular bail by the trial Court. He further submits that petitioner is no more required for further investigation as report under Section 173 Cr. P.C. has already been submitted before the trial Court. He further submits that another co-accused i.e. Narender has also been granted the concession of anticipatory bail in CRM-M-26126-2017, Narender vs. State of Haryana, by this Court on 26.7.2017 and the said order has been affirmed by this Court vide a separate order today itself.

Learned counsel for the petitioner further submits that petitioner is already on bail in two other cases registered against him and is facing trial and has not misused the concession of bail.

Learned State counsel has filed the custody certificate dated 16.8.2017 in Court today. The same is taken on record. He further, on instructions from ASI Krishan Kumar, does not dispute the fact that co-accused Ashish and Sachin have been granted bail by the trial Court and the present petitioner is also on bail in other two cases.

Considering the aforesaid fact that investigation in this case is already completed and the conclusion of the trial will take long time, without commenting upon the merits of the case, present petition is allowed. Trial Court is directed to release the petitioner on bail subject to his furnishing bail bonds/surety bonds to the satisfaction of trial Court.

However, it will be open for the prosecution to apply for cancellation of bail in case the petitioner is found involved in any other subsequent case or found misusing concession of bail.

17.8.2017
preeti

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No