

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

CRM No. M-26428 of 2017.

Date of Decision: 01.09.2017.

Om Pal

... Petitioner

Versus

State of Haryana

... Respondent

CORAM : Hon'ble Mr. Justice Jitendra Chauhan

Present : Mr. Sumit Sharma, Advocate,
for the petitioner.

Ms. Mahima Yashpal, AAG Haryana.

JITENDRA CHAUHAN.J.(ORAL)

The present petition has been filed under Section 439 the Cr.P.C seeking regular bail in case FIR No.17 dated 23.01.2016 registered under Sections 457, 380, 427 and 411 IPC at Police Station City Bhiwani.

Learned counsel for the petitioner contends that except the fact that the tractor owned by the petitioner was used in the crime, no role has been attributed to the petitioner. The complainant Neeraj Kumar has been examined and the main accused Ram Avtar and Shaunkia have been admitted to bail by the trial Court. Out of the total stolen amount of Rs.2,57,200/-, a sum of Rs.1,25,000/- has been recovered. The petitioner is in custody since 18.07.2016.

On the other hand, the learned State counsel opposes the bail application.

Heard.

Considering the fact that the challan stands already presented; the petitioner is in custody since 18.07.2016; the role attributed to the petitioner; and the fact that out of nine prosecution witnesses, five remains to be examined. In the circumstances, it can be safely inferred that the trial is not likely to be concluded in the near future. Accordingly, this petition is allowed. The petitioner be admitted to bail during the pendency of trial, on his furnishing bail bonds and surety bonds to the satisfaction of trial Court/duty Magistrate concerned.

Anything said herein above shall not be construed as an expression of opinion on the merits of the case.

01.09.2017.
SN

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned :	Yes/No
Whether reportable :	Yes/No