

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

211

**CRM-M-30832 of 2017
DATE OF DECISION:28.08.2017**

SANJEET @ SONU

... Petitioner(s)

Versus

STATE OF HARYANA

... Respondent

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Rakesh Nehra, Advocate
for the petitioner.

Mr. Vikramjit Singh, Addl.A.G., Haryana

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking regular bail in FIR No.286 dated 27.05.2016, under Sections 302 and 34 of the IPC, registered at Police Station Samalkha, District Panipat.

Learned counsel for the petitioner contends that the petitioner is not named in the FIR and he was arraigned as an accused only on the second disclosure statement of the main accused-Subhash recorded on 24.09.2016. He further states that the first disclosure statement of the main accused-Subhash, which was recorded on 07.09.2016, does not refer to the petitioner in any manner, whatsoever, although, three persons have been named therein for various offences. He further contends that the petitioner is in custody for over 11 months ever since the date of his arrest on 24.09.2016.

Learned State counsel, upon instructions from ASI Mukesh Kumar, states that although challan has been filed before the competent Court but charges are yet to be framed and 20 witnesses have been cited in the challan.

Heard.

The petitioner is neither named in the FIR nor in the first disclosure statement of the main accused-Subhash. He has only been arraigned as an accused on the second disclosure statement of the main accused-Subhash recorded almost after four months of the occurrence. The FIR has been lodged on 27.05.2016. The investigation has been completed but the charges are yet to be framed. The conclusion of the trial is likely to take some time. The petitioner is in custody for over 11 months since 24.09.2016. Therefore, I deem it to be a fit case to grant him the concession of regular bail.

Without expressing any opinion on the merits of the case, the instant petition is allowed. The petitioner is ordered to be released on bail on his furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate.

August 28, 2017

SwarnjitS

**(ANUPINDER SINGH GREWAL)
JUDGE**

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