

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

**CRM-M-34488-2017 (O&M)
Date of decision: - 20.9.2017**

Wazir Chand

.....Petitioner

versus

State of Haryana

.....Respondent

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

Present: - Mr. Pawan Sharma, Advocate for the petitioner.

Mr. Naveen Kaushik, Addl. AG, Haryana.

ARVIND SINGH SANGWAN, J (ORAL)

CRM-29466-2017

Exemption is allowed as prayed for.

CRM-M-34488-2017

This is a petition under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No. 296 dated 3.4.2017 under Section 457 and 380 IPC, Police Station Sadar, Karnal.

Learned counsel for the petitioner submits that the petitioner is in judicial lock up since 23.4.2017 and the case is now fixed for prosecution evidence. He further submits that petitioner is no more required for further investigation and conclusion of the trial will take long time.

Learned counsel for petitioner further submits that in the FIR in which petitioner was convicted, he has already been acquitted by this Court vide judgment dated 16.7.2014 and rest of the FIRs relate to the year 2007/2009, whereas in the intervening period, no FIR was registered against the petitioner, relating to such or similar offences.

Learned State counsel, on instructions from ASI, Gurdial Singh, has not disputed the factual position and submits that one prosecution witness has already been examined and 11 witnesses are yet to be examined.

In view of above and without commenting upon merits of the case, present petition is allowed. Petitioner is directed to be released on bail subject to his furnishing bail bonds/surety bonds to the satisfaction of Illaqa Magistrate/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.

20.9.2017
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(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No