

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

CRL. MISC. No.M-40718 OF 2017
DATE OF DECISION : 9th NOVEMBER, 2017

Virender @ Golia

.... Petitioner

Versus

State of Haryana

.... Respondent

CORAM : HON'BLE MR. JUSTICE A. B. CHAUDHARI

* * * *

Present : Mr. Sunil Chaudhary, Advocate for the petitioner.

Ms. Tanushree Gupta, DAG, Haryana.

Mr. Raman Chawla, Advocate for the complainant.

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A. B. CHAUDHARI, J. (ORAL)

The petitioner has filed this petition under Section 439 Cr.P.C. seeking regular bail in FIR No.81 dated 12.05.2017 registered under Sections 147, 148, 149, 302, 323, 379 (b) and 120-B IPC, registered at Police Station Siwani, District Bhiwani.

Heard learned counsel for the rival parties.

The petitioner was arrested on 19.07.2017 and is in jail since then. Seen the statement of the witness concerned as shown by learned counsel for the complainant in Court. Looking to the attribution to the petitioner that he must have conspired to prepare the assault on the deceased, I do not think that the petitioner should be any more detained in jail as under trial *ad infinitum*.

Learned counsel for the complainant has vehemently opposed the petition for regular bail.

Looking to the period of custody undergone by the petitioner and the alleged attribution, there is no point in continuing his detention *ad infinitum* as the trial will take its own time for disposal. In that view of the matter, I am inclined to grant bail to the petitioner.

In the result, I make the following order:

ORDER

- (i) The CRL. MISC. No.M-40718 OF 2017 is allowed.
- (ii) The petitioner is ordered to be released on bail to the satisfaction of the concerned CJM/Duty Magistrate.
- (iii) The petitioner to surrender his passport with the trial Court, if he possesses the same.

9th NOVEMBER, 2017
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(A. B. CHAUDHARI)
JUDGE

<i>Whether speaking/reasoned:</i>	<i>Yes</i>	<i>No</i>
<i>Whether Reportable:</i>	<i>Yes</i>	<i>No</i>