

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

CRM -M-42691 of 2016 (O&M)

Date of decision: 31.01.2017

Rahul

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. Deepender Singh, Advocate for the petitioner.

Mr. Saurabh Mohunta, DAG, Haryana.

Jitendra Chauhan, J. (Oral)

By filing the present petition, under Section 439 of the Code of Criminal Procedure, the petitioner has sought regular bail in FIR No. 403 dated 13.05.2016, registered under Sections 399, 402 of IPC and Section 25 of Arms Act, at Police Station Hisar Sadar, District Hisar.

It is contended that the petitioner was arrested on the basis of secret information. Allegedly an iron rod was recovered from the petitioner. He further states that the petitioner has been falsely implicated in this manner in 06 other FIRs, out of which he stands acquitted in 03 of the FIRs whereas in one of the FIRs, the offence has been ordered to be compounded, vide order dated 04.02.2015, passed by the CJM, Jind. The petitioner is in custody

since 13.05.2016.

On the other hand, learned State counsel opposes the bail application, however, he admits the assertions raised by learned counsel for the petitioner that the petitioner stands acquitted in 03 of the FIRs whereas the offence has been ordered to compounded in the fourth one and he is suffering trial in the remaining FIRs.

I have heard learned counsel for the parties and perused the record.

Considering the fact that the petitioner is in custody since 13.05.2016; the investigation stands concluded; challan has been presented, however, the charges are yet to be framed, therefore, it can be safely inferred that the trial is not likely to be concluded in the near future, without adverting to the merits of the instant case, 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 the trial Court.

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

31.01.2017
sumit.k

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No