

**IN THE HIGH COURT OF PUNJAB AND HARYANAAT
CHANDIGARH**

CRM-M-9440-2017 (O & M)

Date of Decision: 24.03.2017

Mohit @ Balla

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

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

Mr. B.S.Virk, DAG, Haryana.

INDERJIT SINGH, J.(Oral)

CRM-9492-2017

Allowed as prayed for, subject to all just exceptions.

CRM-M-9440-2017

Petitioner-Mohit @ Balla has filed this petition under Section 439 Cr.PC. for grant of regular bail in case FIR No.326 dated 19.09.2016, registered at Police Station Sadar Gohana, District Sonapat, under Sections 148, 149, 450, 307 and 506 of the Indian Penal Code and Section 25 of the Arms Act, 1959.

Notice of motion has been issued. Learned State counsel has put in appearance on behalf of the respondent-State and contested this petition.

I have heard learned counsel for the petitioner as well as learned State counsel and have gone through the record. Police record has also been produced.

From the record, I find that the present petitioner has not been named in the FIR, but as per the prosecution version, he has been stated to be with the main accused Sanjay and armed with *danda*. It is a case of no injury. The present petitioner has been named by the co-accused in his disclosure statement.

The petitioner has been in custody since 26.09.2016. He is not required for any investigation or interrogation purposes as he is in judicial custody. The trial of the case will take long time. No useful purpose will be served by keeping the petitioner in custody till the final disposal of the case.

Keeping in view the facts and circumstances of the present case; without discussing the facts in minute detail and without expressing any opinion on the merits of the case, this criminal miscellaneous petition is allowed and the petitioner is ordered to be released on regular bail subject to his furnishing personal bonds in the sum of ₹50,000/- with one surety in the like amount to the satisfaction of the trial Court/Duty Magistrate.

24.03.2017
parveen kumar

(INDERJIT SINGH)
JUDGE

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