

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

**CRM-M-11143-2018
Date of decision: 02.05.2018**

Narayan Dass

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Diwan S. Adlakha, Advocate,
for the petitioner.

Mr. P. P. Chahar, DAG, Haryana.

Mr. Bhisma Singh, Advocate for
Mr. Brijender Kaushik, Advocate
for the complainant.

JAISHREE THAKUR, J. (Oral)

This petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No. 214 dated 21.07.2017, under Sections 304-B, 201 and 34 of the IPC, registered at Police Station Mahesh Nagar, District Ambala.

It is contended by learned counsel for the petitioner that the petitioner has falsely been implicated in this case and he is in custody since 22.07.2017. It is also contended that despite the opportunity having being granted to the complainant party to record the statements, they are deliberately seeking exemption in the said matter. It is also submitted that the main accused, i.e. the son of the petitioner herein, is in custody. It is prayed that the petitioner should be enlarged on regular bail since the trial is likely to take some time.

Mr. P. P. Chahar, DAG, Haryana, has appeared on behalf of

respondent-State and contested the bail application. He opposes the grant of regular bail to the petitioner on the ground that the material witnesses have yet to be examined and the petitioner, if released, would be in a position to influence them.

I have heard learned counsel for the parties.

Since the petitioner is in custody since 22.07.2017 and the trial is likely to take some time, no useful purpose would be served in keeping him in custody furthermore. Hence, the present petition is accepted. The petitioner is ordered to be released on regular bail on his furnishing bail bonds and surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

However, any opinion expressed herein is for the purpose of grant of regular bail and not an opinion on the merits of the case.

02.05.2018

Waseem Ansari

**(JAISHREE THAKUR)
JUDGE**

*Whether speaking/reasoned
Whether reportable*

*Yes/No
Yes/No*