

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Criminal Misc.No.M-12000 of 2018 (O&M)
Date of decision : 28.03.2018

Rishi Pal

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Mr. Dishan D.Tuteja, Advocate
for the petitioner.

Mr. Ashok Muthreja, DAG, Haryana.

RAJ SHEKHAR ATTRI, J.(Oral)

The present petition has been filed under Section 439 Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No.697 dated 25.10.2016, registered under Sections 148, 149, 365, 302, 201, 120-B, 404 and 34 IPC, at Police Station Model Town, Panipat, District Panipat.

Learned counsel for the petitioner has contended that the case is based on circumstantial evidence. All the witnesses have been examined and turned hostile and failed to connect the accused with the crime. He has further contended that the similarly situated co-accused Ravi and Deepak have already been granted regular bail by this Court as well as Co-ordinate Bench of this Court respectively in Criminal Misc.No.M-49961 of 2017 and Criminal misc.No.M-10606 of 2017. The petitioner is in custody since 12.11.2016.

Heard.

Without expressing any opinion on merits of the case and

keeping in view the facts that conclusion of trial will take considerably long time and that the similarly situated co-accused have already been granted bail, the present petition is allowed. Petitioner Rishi Pal is ordered to be released on regular bail on furnishing bail bond and surety bond to the satisfaction of trial Court/Chief Judicial Magistrate/Duty Magistrate, Panipat, subject to following terms:-

- (a) The petitioner shall comply with the conditions mentioned in Section 437(3) Cr.P.C.
- (b) In the event of his absence on any date of hearing, the benefit of bail allowed to the petitioner shall stand withdrawn. The trial Court shall be competent to cancel his bail bond and surety bond and proceed to procure his presence in accordance with law. In that eventuality the petitioner shall have to apply for bail afresh.
- (c) He shall not leave the country without the previous permission of the Court.

28.03.2018

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**(RAJ SHEKHAR ATTRI)
JUDGE**

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No