

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

CRM-M-15294 of 2018

Date of Decision: 25.04.2018

Sunil

....Petitioner

Versus

State of Haryana

....Respondent

CORAM:HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Jitender Dhana, Advocate
for the petitioners.

Mr. Vikas Malik, DAG, Haryana.

MAHABIR SINGH SINDHU, J.(Oral)

The present petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioners in case FIR No.310 dated 25.07.2017 registered under Section 304/34 of the Indian Penal Code at Police Station Barwala

Learned counsel for the petitioner contends that the petitioner is in custody since 28.07.2017. He further contends that the co-accused, namely Anil Kumar, has already been granted bail by this Court vide order dated 14.03.2018 passed in CRM-M-7319 of 2018. The allegation against the petitioner is similar to that of his co-accused-Anil Kumar and thus, treating the case of the petitioner on the same footing, he be released on bail.

The above factual position is duly acknowledged by learned State counsel on instructions from ASI Sham Lal.

Heard learned counsel for the parties and perused the paper book.

Keeping in view the fact that co-accused of the petitioner, namely, Anil Kumar, whose role is similar to the petitioner and he has already been granted the concession of regular bail by this Court, the petitioner also deserves the concession of regular bail. Even the charges are yet to be framed and there are total 19 prosecution witnesses cited in this case and till date none has been examined. The trial is likely to take a long time to be concluded and as such no useful purpose would be served by keeping the petitioner behind the bars any more.

Therefore, in view of the abovesaid circumstances, without expressing any opinion on the merits of the case, this petition is accepted. Petitioner-Sunil be admitted to bail on his furnishing bail bonds and surety bonds to the satisfaction of the learned trial Court.

[MAHABIR SINGH SINDHU]
JUDGE

April 25, 2018
rashmi

Whether speaking/reasoned
Whether reportable?

yes/no
yes/no