

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

CRM-M No.15641 of 2018 (O&M)

Date of Decision: 25.09.2018

Haider Ali @ Babli

....Petitioner

Versus

State of Punjab

....Respondent

BEFORE :- HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present:- Mr. Kuldeep S. Saini, Advocate
for the petitioner.

Mr. C.L. Pawar, Sr. D.A.G., Punjab.

DAYA CHAUDHARY, J.

Crl. Misc. No.33885 of 2018

This application has been moved for placing on record
Annexures P-4 to P-6.

Criminal Misc. Application is allowed and Annexures P-4 to P-
6 are taken on record.

CRM-M No.15641 of 2018

Petitioner-Haider Ali @ Babli has filed the present petition
under Section 439 Cr.P.C for grant of regular bail to him in case FIR
No.0025 dated 17.02.2018 registered under Sections 457, 380 of IPC and
Section 411 of IPC (added later on) at Police Station Sadar Kurali.

Learned counsel for the petitioner submits that the petitioner
has falsely been implicated in the case, whereas, he has no concern with the
alleged offence in any manner. The present FIR was registered at the
instance of the complainant being inimical towards the petitioner. The
petitioner is in custody since 20.02.2018 and the challan has been presented.

Charges have also been framed against the petitioner and no other case is pending against him. The case is fixed for prosecution evidence. Learned counsel also submits that co-accused of the petitioner, namely, Munish Kumar has been released on regular bail by the Additional Sessions Judge, SAS Nagar, Mohali vide order dated 12.03.2018 and by claiming parity, the petitioner is entitled for regular bail.

Learned State counsel has not disputed the custody period; stage of trial as well as grant of regular bail to co-accused of the petitioner, namely, Munish Kumar.

Heard the arguments of learned counsel for the parties and have also perused the contents of the FIR as well as other documents available on the file.

By considering the custody of the petitioner since 20.02.2018 and the fact that co-accused of the petitioner, namely, Munish Kumar has been released on regular bail by the trial Court; the trial may take long time to conclude and no useful purpose would be served by keeping him behind bars, the present petition is allowed and petitioner, namely, Haider Ali @ Babli is directed to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the trial Court.

(DAYA CHAUDHARY)
JUDGE

25.09.2018
gurpreet

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No