

Crl. Misc. No. M-16042 of 2018

Date of Decision: August 16, 2018

Vikas

.....Petitioner

versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR.JUSTICE SUDHIR MITTALPresent: Mr. Jagmohan Ghumman, Advocate
for the petitioner

Mr. M.D. Sharma, AAG Haryana

Sudhir Mittal, J. (Oral)

The petitioner seeks grant of regular bail in case FIR No. 659 dated 29.08.2016 under Sections 147, 149, 323, 302, 34 IPC registered at Police Station DLF, Sector-29, Gurugram District Gurugram.

According to the contents of the FIR, the petitioner alongwith the co-accused is alleged to have murdered one Sachin son of Parmod.

Learned counsel for the petitioner submits that all the private witnesses in the case have been examined. On 13.08.2018, the eye witness Deepak, complainant-Rehman and the mother of the deceased have also been examined and they have not attributed any role to the petitioner. The petitioner has been in custody since 02.06.2017 and that the trial is not likely to be concluded at an early date, therefore, the petitioner be granted concession of regular bail.

Learned State counsel submits that the petitioner is alleged to have caused danda blow although the said danda has not been recovered. Moreover, from the disclosure statement of the co-accused, it has come to light that the petitioner chased the deceased persons and, thus, he was instrumental in the murder.

Keeping in view the fact that all the private witnesses including the eye

witness have already been examined and that they have not attributed any role to the

petitioner, no useful purpose would be served by keeping the petitioner in custody indefinitely. I, therefore, deem it just and appropriate to release the petitioner on bail during the pendency of the trial as the trial may take some time to be concluded.

Accordingly, the petition is allowed and the petitioner is directed to be released on regular bail on his furnishing bail and surety bonds to the satisfaction of the trial Court concerned.

August 16, 2018
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[SUDHIR MITTAL]
JUDGE

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No