

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-16854-2018

Date of decision: 17.07.2018

Saleem

... Petitioner

Vs.

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Sarfraj Hussain, Advocate
for the petitioner.

Mr. Himmat Singh, DAG, Haryana.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of regular bail in FIR No.691 dated 17.08.2015 under Sections 452, 395, 397, 420, 467, 468, 471 IPC and Sections 25/54/59 of Arms Act, registered at Police Station Model Town, Panipat, District Panipat.

Learned counsel for the petitioner submits that the petitioner was implicated in this case on the basis of disclosure statement of co-accused, who, after facing the full length trial, has been acquitted by the trial Court vide judgment dated 21.09.2017 (Annexure P-1). It is further submitted that the petitioner was declared a proclaimed offender on 01.09.2016 and thereafter, he was arrested on 09.12.2017 and since the challan against the petitioner has already been presented, it will take long time in conclusion of the trial and case of the petitioner is on similar footings, as of co-accused, who has already been

acquitted by the trial Court. Counsel for the petitioner further submits that the petitioner is not involved in any other case.

Learned State counsel, assisted by ASI Raj Kumar, has filed the custody certificate dated 17.07.2018 and as per this custody certificate, the petitioner is not involved in any other case and he has undergone judicial custody of 07 months and 07 days.

Without commenting anything on merits of the case, considering the fact that co-accused of the petitioner stands acquitted by the trial Court and the petitioner is in judicial custody for the last 07 months and 07 days and is not involved in any other case, this petition is allowed and the petitioner is directed to be released on regular bail subject to furnishing his bail bond and two sureties to the satisfaction of the trial Court/Illaq Magistrate/Duty Magistrate.

Petition is disposed of.

[ARVIND SINGH SANGWAN]
JUDGE

17.07.2018
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Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No