

CRM-M-18067-2018

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

CRM-M-18067-2018

Date of Decision: 29th May, 2018

Vijay

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASI

Present: Mr. Amit Kumar Goyal, Advocate,
for the petitioner.

Mr. Kuldeep Sharma, DAG, Haryana.

AUGUSTINE GEORGE MASI, J. (ORAL)

Petitioner has approached this Court for grant of regular bail by filing this petition under Section 439 of the Code of Criminal Procedure, 1973, in FIR No.298, dated 02.08.2011, registered at Police Station Sampla, District Rohtak, under Sections 148, 149, 302 of the Indian Penal Code.

It is the contention of the learned counsel for the petitioner that the petitioner was arrested on 02.08.2011 and since then, he is in custody. Allegation against the petitioner is that he along with others was holding bricks in his hands and had given beatings to deceased-Suresh on his head and mouth. He contends that no specific role has been attributed to any particular person. Assertion has also been made that co-accused of the petitioner, who are similarly placed as the petitioner, have been granted the benefit of regular bail by this Court in CRM-M-48153-2017, CRM-M-1259-2018, CRM-M-9245-2018, CRM-M-14351-2018, CRM-M-14658-

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2018, CRM-M-35604-2017.

Counsel for the State could not dispute the factual assertions of the counsel for the petitioner.

Keeping in view the facts that the co-accused of the petitioner, who are similarly placed as the petitioner, have been granted the benefit of regular bail by this Court, petitioner is in custody from the date of his arrest i.e. 02.08.2011 and the trial is not likely to conclude in near future, this criminal miscellaneous petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing bail and surety bonds to the satisfaction of the trial Court concerned/Duty Magistrate.

Any observation made herein-above shall have no bearing on the merits of the case during the trial in any manner.

29th May, 2018
Harish

(AUGUSTINE GEORGE MASIH)
JUDGE

Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No