

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

CRM-M No.20338 of 2018
DATE OF DECISION:17.05.2018

Sandeep

...Petitioner

Vs.

State of Haryana

...Respondent

CORAM:- HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present: Mr. Ravinder Malik, Advocate
for the petitioner.

Mr. Tanuj Sharma, AAG, Haryana.

DAYA CHAUDHARY, J.(ORAL)

Through the present petition filed under Section 439 Cr. P.C., the petitioner seeks regular bail in case FIR No.567, dated 12.10.2016, registered under Sections 302/120 B read with Section 34 IPC and 25/54/59 of the Arms Act at Police Station Sampla, District Rohtak.

Learned counsel for the petitioner submits that the petitioner has neither been named in the FIR nor any role has been attributed to him. He has been implicated in the case on the basis of disclosure statement made by co-accused Deepak. As per disclosure statement the pistol was supplied by accused Manjeet @ Chunni Lal whereas cartridges have been shown to be supplied by the petitioner. Learned counsel also submits that said co-accused Manjeet @ Chunni Lal has been released on regular bail and case of the petitioner is on better footings viz.a.viz. accused Manjeet @ Chunni Lal. Petitioner is in custody since 09.11.2016 and only challan

has been presented and charge has not been framed. The trial of the case would take long time to conclude and no purpose would be served to keep the petitioner behind the bars.

Learned State counsel has not disputed the custody period as well as grant of regular bail to accused Manjeet @ Chunni Lal but opposed grant of bail to the petitioner, due to seriousness of offence.

Heard arguments of learned counsel for the petitioner and have perused the documents on the file including the contents of the FIR.

Admittedly, petitioner is not named in the FIR and he has been implicated in the case on the basis of disclosure statement of co-accused Deepak to the effect that he supplied four cartridges to him 1 ½ months prior to date of occurrence. Petitioner is in custody since 09.11.2016. Moreover, co-accused namely Manjeet @ Chunni Lal by whom the pistol was supplied to the main accused has already been granted regular bail. Trial will take long time to conclude and that no purpose would be served to keep the petitioner behind the bars, the petition is allowed. The petitioner is directed to be released on regular bail on furnishing bail/surety bonds to the satisfaction of the trial Court.

17.05.2018
rimpal

(DAYA CHAUDHARY)
JUDGE

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No