

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

Crl. Misc. M-25215 of 2017 (O&M)

Date of Decision: January 23, 2018

Ramdhari

...Petitioner

Versus

State of Hayana

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Ashit Malik, Advocate
for the petitioner.

Ms. Gaganpreet Kaur, AAG Haryana.

Mr. Viraj Gandhi, Advocate
for the complainant.

JAISHREE THAKUR, J. (Oral)

The instant petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No.146 dated 30.03.2017, under Sections 302/34 of Indian Penal Code, registered at Police Station Kharkhoda, Sonapat, District Sonapat (report under Section 173 Cr.P.C. filed under Sections 306/498-A of IPC)

Learned counsel for the petitioner contends that the petitioner herein was taken into custody in the aforesaid FIR on 01.05.2017. It is submitted that petitioner is falsely implicated in the present case. It is also contended that complainant has already been examined and conclusion of trial would take sufficient time, therefore, the petitioner is entitled to be

enlarged on bail.

Per contra, learned counsel appearing on behalf of respondent-State, on instructions from Investigating Officer, opposes the grant of regular bail, however, does not dispute the fact that complainant has been examined.

I have heard learned counsel for the parties.

Since, the trial is likely to take some time and in view of the facts that the petitioner herein has been in custody since 01.05.2017 and that statement of the complainant has already been recorded, no useful purpose would be served in keeping the petitioner behind bars. At this stage, without commenting on the merits of the case, the instant petition is allowed and the petitioner is directed to be released on regular bail on execution of adequate personal bond and surety bond to the satisfaction of concerned trial Court/Duty Magistrate.

January 23, 2018
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(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No