

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

**CRM-M No.29339 of 2018**

**Date of decision : 05.09.2018**

**Amit**

.....Petitioner

*Versus*

**State of Haryana**

...Respondent

**CORAM : HON'BLE MRS. JUSTICE DAYA CHAUDHARY**

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

Ms. Tanushree Gupta, DAG, Haryana.

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**DAYA CHAUDHARY, J. (Oral)**

Present petition has been filed under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail to petitioner Amit in case FIR No.122 dated 29.01.2018 under Section 379-B IPC registered at Police Station City, Panipat.

Learned counsel for the petitioner submits that name of the petitioner is not mentioned in the FIR and he has falsely been implicated in the case. There is no eye witness to the alleged occurrence. Co-accused of the petitioner namely Harsh alias Pitu and Dheeraj alias Sahil have been released on regular bail. Learned counsel further submits that the complainant, who is material witness, has been examined before the trial Court. There is no possibility that the petitioner may influence the prosecution witnesses. Learned counsel also submits that the petitioner is in

custody since 07.02.2018 and no purpose would be served by keeping him in custody.

Learned State counsel has not disputed the period of custody undergone by the petitioner, which is approximately 8 months and also the fact that the complainant has been examined.

Heard arguments of learned counsel for the parties and have also perused the contents of the FIR and other documents.

Admittedly, co-accused of the petitioner have been released on regular and anticipatory bail. Co-accused namely Dheeraj alias Sahil, from whom recovery of ₹500/- was effected, has been released on regular bail vide order dated 01.06.2018 passed in CRM-M No.23306 and another co-accused namely Gulshan has been released on anticipatory bail vide order dated 21.06.2018 passed in CRM-M No.25860 of 2018. Complainant has also been examined before the trial Court. Petitioner is in custody since 07.02.2018. Trial may take some time to conclude and no purpose would be served by keeping the petitioner in custody.

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

**05.09.2018**

*sunil yadav*

**( DAYA CHAUDHARY )  
JUDGE**

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No