

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

217

CRM-M-31858-2018

Date of Decision:11.09.2018

Hanif @ Nippu

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR.JUSTICE HARI PAL VERMA.

Present: Mr. Rakesh Kumar Lathwal, Advocate,
for the petitioner.

Mr. Manish Bansal, DAG, Haryana.

HARI PAL VERMA, J.(Oral)

Prayer in this petition filed under Section 439 Cr.P.C. is for grant of regular bail to the petitioner in case FIR No.435 dated 21.08.2017 under Sections 364-A, 341, 323, 395, 328 IPC, registered at Police Station Kharkhoda, District Sonipat.

Learned counsel for the petitioner states that the allegation against the petitioner is that he along with other co-accused kidnapped complainant-Jaipal @ Kala for ransom and gave him beatings. Petitioner along with other co-accused have snatched the articles of complainant-Jaipal @ Kala. He further states that the petitioner is in custody since 08.09.2017 and there is no other case pending against him. Earlier FIR No.442 dated 22.08.2017 under Sections 379, 411, 467, 468, 471 IPC and Section 25 of the Arms Act, Police Station Kharkhoda was registered, but in

that case he was acquitted by learned Sub Divisional Judicial Magistrate,

Kharkhoda, vide judgment dated 26.07.2018 by extending the benefit of doubt and trial in the case may take long time.

Learned State counsel on instructions from ASI Bijender Singh does not dispute the custody period of the petitioner. He states that out of 25 witnesses as cited by the prosecution, only 09 witnesses have been examined and the petitioner along with other co-accused has demanded ransom from complainant-Jaipal @ Kala and the allegations against the petitioner are serious.

Having heard learned counsel for the parties and considering the fact that the petitioner is in custody since 08.09.2017, coupled with the fact that trial in the case may take long time and out of 25 witnesses as cited by the prosecution, only 09 witnesses have been examined, I deem it appropriate to release him on regular bail.

Accordingly, the present petition is allowed and the petitioner is admitted on regular bail, subject to furnishing of his bail bonds/heavy local surety bonds to the satisfaction of the trial Court.

September 11, 2018
seema

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No