

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

CRM-M-33340-2018 (O&M)

Date of Decision:- 10.8.2018

Jyoti alias Dilbagh

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Ashish Gupta, Advocate, for the petitioner.

Mr. Manish Bansal, DAG, Haryana.

GURVINDER SINGH GILL, J. (Oral)

Petitioner Jyoti alias Dilbagh has filed this petition seeking grant of regular bail in respect of a case registered against him vide FIR No.272 dated 8.5.2017 under Sections 148, 149, 302, 307, 323, 506 IPC (Sections 25/54/59 of Arms Act added later on), Police Station Assandh, District Karnal.

The FIR in the present case was lodged at the instance of Rahul who stated that on the day of occurrence he along with his younger brother Ajay and his uncle's son Rajat had gone to the market where his brother Ajay had an altercation with Maghar @ Mukadar Singh upon which Balihar Singh, Hari Singh, Deep @ Mattu and other 7/9 boys gave blows with 'lathi-danda' and 'knife' blows resulting in death of Ajay.

Notice of this petition was issued to the State.

Learned State counsel has opposed the present petition.

Learned counsel for the petitioner has submitted that he is neither named in the FIR nor any specific role is attributed to him. It has further been submitted that some of the co-accused namely Jitender Singh, Malook Singh, Daljeet @ Jeeti, Mukadar Singh @ Maghar Singh and Gurvinder Singh have already been granted regular bail by this Court and that in these circumstances the petitioner also deserves the concession of bail on the ground of parity.

Having heard learned counsel for the petitioner and also the learned State counsel as well as bearing in mind the fact that the petitioner has been behind bars since the last more than one year and is not named in the FIR, in my opinion, it is a fit case for grant of regular bail. The petition, as such, is accepted. Petitioner Jyoti alias Dilbagh is ordered to be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate, Karnal.

This petition stands accepted accordingly.

August 10, 2018

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(Gurvinder Singh Gill)
Judge

Whether speaking /reasoned

Yes / No

Whether Reportable

Yes / No