

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Sr. No.102+211

CRM-M-40074-2018 (O&M)

Date of decision : 14.11.2018

Joginder

..... Petitioner

VERSUS

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. Pankaj Bali, Advocate, for the petitioner.

Mr. D.R. Singla, DAG, Haryana

SUDHIR MITTAL, J. (Oral)

CRM-33928-2018

This is an application for advancing of the date of hearing in the main case (CRM-M-40074-2018).

Since, the main case has also been enlisted for today, instant application for advancing of the date of hearing has become infructuous and is disposed of as such.

CRM-M-40074-2018

The petitioner seeks regular bail in case FIR No.472 dated 20.5.2017, registered at Police Station Sadar, Karnal, under Sections 148, 149, 302, 323, 324 IPC.

Learned counsel for the petitioner submits that the petitioner has not been named in the FIR. Even the complainant has not named the petitioner in the incident while being examined as PW2. The petitioner has been in custody since 20.5.2017. The investigation is complete, but the trial is not likely to be concluded at an early date. The petitioner does not have any criminal antecedents and therefore, he may be released on regular bail.

Custody certificate dated 13.11.2018, prepared by Sh. Sanjay

the learned State counsel in Court today and the same is taken on record.
According to this certificate, the petitioner has undergone actual custody of
01 year 05 months and 21 days and that there is no other criminal case
pending against him.

Learned State counsel is not in a position to controvert the
factual submissions made by counsel for the petitioner.

Under the circumstances, I deem it appropriate to allow this
petition. Accordingly, the petition is allowed and petitioner-Joginder, is
ordered to be released on bail on his furnishing bail and surety bonds to the
satisfaction of the trial Court concerned.

(SUDHIR MITTAL)
JUDGE

14.11.2018
Ramandeep Singh
Whether speaking / reasoned
Whether Reportable

Yes / No
Yes/ No