

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

**CRM No.M-39833 of 2017
Decided on: 09.01.2018**

Moni

....Petitioner

Versus

State of Haryana

....Respondent

CORAM: HON'BLE MR JUSTICE ARVIND SINGH SANGWAN

Present : Mr. G.C. Shahpuri, Advocate
for the petitioner.

Mr. Naveen Sheoran, DAG, Haryana.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of regular bail under Section 439 of the Code of Criminal Procedure (in short 'Cr.P.C.') in FIR No.222 dated 18.03.2017, for offence punishable under Sections 148, 149, 323, 307 of the Indian Penal Code (in short 'IPC'), 25/54/59 of the Arms Act and 13(2) of the Gouvansh Sanrakshan and Gausavardhan Act, 2015, registered at Police Station Model Town, Panipat.

Counsel for the petitioner has submitted that the petitioner is in judicial custody since 04.04.2017, the challan has been presented and the petitioner is no more required for any further investigation. It is further submitted that the petitioner is the first offender and is not involved in any other case and conclusion of the trial will take long time.

Counsel for the State, on instructions from ASI Davinder Kumar, has not disputed the factual position that the petitioner is not involved in any other case.

Without commenting upon anything on merits of the case and considering the fact that the petitioner is in judicial custody since 04.04.2017; challan has been presented and the prosecution evidence is yet to start; conclusion of the trial will take long time, the present petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing bail/surety bonds to the satisfaction of the trial Court/Illaq Magistrate. However, it will be open for the prosecution to apply for cancellation of bail, if the petitioner is found involved misusing the concession of bail, in any manner.

(ARVIND SINGH SANGWAN)
JUDGE

09.01.2018
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Whether speaking/reasoned	Yes/No
Whether reportable:	Yes/No