

S.No.218

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

CRM-M-42060 of 2018 (O&M)

Date of Decision:27.09.2018

Mosam @ Polard

.....Petitioner

Vs.

State of Haryana

.....Respondent

CORAM:- HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present:- Ms. Rosi, Advocate for the petitioner.

Mr. Vikas Malik, DAG, Haryana.

Rajbir Sehrawat, J.(Oral)

The present petition has been filed by the petitioner under Section 439 Cr.P.C for grant of bail pending trial in case FIR No.107 dated 28.03.2017 registered under Sections 379-A, 506 of IPC and Section 25 of Arms Act, 1959 (Section 379-B of IPC added later on) at Police Station Ferozepur Jhirka, District Nuh.

Counsel for the petitioner submits that two of the co-accused of the petitioner have been granted bail in the instant case. It is further contended that in fact one of the co-accused, who was a minor, has been acquitted of the charge after a full fledged trial. It is further contended that the petitioner is in custody since 17.06.2017. The trial is likely to take long time. The petitioner is not required for any investigation purposes.

On the other hand, learned counsel for the State has not disputed the fact regarding custody period of the petitioner and the fact that one of the co-accused of the petitioner, has been acquitted of the charge.

In view of the above, but without commenting upon the merits of the case, the present petition is allowed. The petitioner be released on bail pending trial on his furnishing bail bonds/ sureties to the satisfaction of the trial Court/ Duty Magistrate.

September 27, 2018
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(RAJBIR SEHRAWAT)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No