

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

**CRM-M-43557-2018
Date of decision: 10.10.2018**

Pankaj

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Rahul Sidher, Advocate
for the petitioner.

Mr. Himmat Singh, DAG, Haryana.

ARVIND SINGH SANGWAN, J. (Oral)

This petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No. 253 dated 25.03.2018, registered under Sections 34, 323, 341 and 307 of the IPC (Section 307 IPC was added later) at Police Station City, Hisar.

Learned counsel for the petitioner submits that the petitioner is in judicial custody since 09.04.2018; he is not involved in any other case and challan stands presented.

Learned counsel for the petitioner further submits that co-accused of the petitioner, namely Krishan, who was arrested on the spot, was granted concession of anticipatory bail after Section 307 IPC was added later on, vide order dated 26.09.2018 passed by this Court in **CRM-M-026100-2018**. It is further submitted that the name of the petitioner surfaced on the disclosure of the aforesaid co-accused.

Learned counsel for the petitioner further submits that challan

stands presented and charges are yet to be framed, therefore, conclusion of the trial is likely to take a long time.

Learned State counsel, on instructions from HC Gursewak Singh, has not disputed the aforesaid facts and submits that the petitioner is no more required for any custodial interrogation and the case before the trial Court is now fixed for 30.10.2018 for framing of charge.

I have heard learned counsel for the parties.

Without commenting upon the merits of the case, considering the facts that the petitioner is in judicial custody since 09.04.2018; co-accused Krishan has already been granted concession of anticipatory bail as noticed above and also in view of the fact that conclusion of the trial is likely to take a long time; the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

October 10, 2018

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No