

CRM-M-44073-2018

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

CRM-M-44073-2018

Date of Decision: 15.11.2018

Arjun

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Manoj Sharma, Advocate,
for the petitioner.

Mr. Sukhdeep Parmar, DAG, Haryana.

INDERJIT SINGH, J. (Oral)

Petitioner has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.440 dated 11.05.2017, registered at Police Station City Jind, under Sections 302, 201 and 34 of the Indian Penal Code.

Notice of motion has been issued. Learned State counsel has appeared and contested the instant petition.

I have heard learned counsel for the petitioner as well as learned State counsel and gone through the record.

Learned counsel for the petitioner argues that as per the prosecution version, allegation regarding murder is against the present petitioner and co-accused Parmod Kumar @ Parveen. He further argues that similar role has been attributed to co-accused Parmod Kumar @

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Parveen, who has already been granted the benefit of regular bail by a Coordinate Bench of this Court vide order dated 02.08.2018 passed in CRM-M-22462-2018 and, therefore, on the ground of parity, the petitioner is also entitled to the benefit of regular bail.

The petitioner has been in custody since 25.06.2017. He is not required for any investigation or interrogation purposes as he is in judicial custody. The trial of case may take a long time. Co-accused, Parmod Kumar @ Parveen, who is similarly situated to the present petitioner has already been granted the benefit of regular bail by a Coordinate Bench of this Court and, therefore, the petitioner is entitled to the benefit of regular bail on the ground of parity. Moreover, no useful purpose will be served by keeping the petitioner in custody till the final disposal of the case.

Keeping in view the facts and circumstances of the present case; without discussing the facts in minute detail; without expressing any opinion on the merits of the case and in view of the ground of parity also, this criminal miscellaneous petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing personal bonds in the sum of ₹50,000/- with one surety in the like amount to the satisfaction of the trial Court/Duty Magistrate.

15.11.2018

parveen kumar

**(INDERJIT SINGH)
JUDGE**

Whether speaking/reasoned	:	Yes
Whether reportable	:	No