

S.No.216

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

CRM-M-47007 of 2018 (O&M)

Date of Decision:31.10.2018

Sukhwinder @ Binder

.....Petitioner

Vs.

State of Haryana

.....Respondent

CORAM:- HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present:- Mr. Saurabh Sharma, Advocate
for the petitioner.

Mr. Surender Singh, AAG, 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.41 dated 19.03.2018 registered under Sections 341, 342, 395, 506, 120-B IPC and Section 25 of Arms Act, 1959 at Police Station Rajound, District Kaithal.

Counsel for the petitioner contends that the co-accused of the petitioner, including the co-accused on whose statement; the petitioner has been implicated in the present case, have been released on bail pending trial. The petitioner is in custody since 28.03.2018. The charge has already been framed. The petitioner is not required for any investigation purposes.

Counsel for the State, being instructed by ASI Satyawan, does not dispute that the co-accused of the petitioner, namely, Mikko and Mohit, have been released on default bail under Section 167(2) Cr.P.C.

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

October 31, 2018

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(RAJBIR SEHRAWAT)

JUDGE

Whether Speaking/reasoned

Yes/No

Whether Reportable

Yes/No