

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

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**CRM-M No.49316 of 2018.
Date of Decision: 16.11.2018.**

Dhan Singh @ Kaju

....Petitioner.

Versus

State of Haryana

....Respondent.

CORAM: HON'BLE MR. JUSTICE SHEKHER DHAWAN

Present: Mr. Abhinav Sood, Advocate for the petitioner.

Mr. Neeraj Poswal, Assistant Advocate General, Haryana.

Shekher Dhawan, J.

The petitioner, who is in custody since 01.05.2017, is seeking regular bail in case FIR No.222 dated 04.04.2017 under Sections 307, 506, 120-B of the Indian Penal Code and Section 25-54-59 of the Arms Act (Sections 114, 201, 386 IPC added lateron), registered at Police Station Hodal, District Palwal.

Learned counsel representing the petitioner contended that the petitioner has been falsely implicated in this case and the allegations against the petitioner are to the extent that he had arranged some conference on mobile phone, which was arranged by him. However, the main accused in this case i.e. Suender, from whom alleged recovery of weapon was effected, has also been granted bail in this case vide order dated 30.10.2017 passed in CRM-M No.38744 of 2017. Co-accused Mahipal @ Pala has also been

of 2017. The trial of the case still to take some more time. So the petitioner be released on regular bail.

Learned State counsel, on instructions from ASI Joginder Singh, opposing the prayer for bail, contended that the petitioner is serious criminal offender and has already been convicted in two criminal cases and he does not deserves the concession of bail especially when the prosecution evidence is yet to be recorded and his petition be dismissed.

Having considered the above facts, this Court is of the view that the trial of the case still to take some more time and the petitioner is in custody since 01.05.2017. Moreso, the main accused, Surender, from whom recovery of weapon was effected and the allegations were also identical to the petitioner as well, has already been granted regular bail, the petitioner also deserves the concession of bail in this case. The petitioner is ordered to be admitted on regular bail on furnishing adequate bail/ surety bonds to the satisfaction of concerned learned trial Judge/ Chief Judicial Magistrate/ Duty Magistrate.

(SHEKHER DHAWAN)
JUDGE

16.11.2018

jitender

Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No