

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

Sr. No.202

CRM-M-498-2018

Date of decision : 16.04.2018

Sukhvir @ Bhutia

..... Petitioner

VERSUS

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. R.S. Mamli, Advocate, for the petitioner.

Mr. Munish Sharma, AAG, Haryana.

SUDHIR MITTAL, J. (Oral)

The petitioner seeks regular bail in case FIR No.0095 dated 31.03.2016, registered at Police Station Bhuna, District Fatehabad, under Sections 398/401 IPC and Section 25 of the Arms Act, 1959.

Learned counsel for the petitioner submits that the petitioner has been in custody since 31.03.2016. When he was taken into custody, no independent witness was joined. Moreover, the investigation is complete and the trial has commenced and therefore, the petitioner is entitled to grant of regular bail.

Learned State counsel, on the other hand, submits that eighteen other cases have been registered against the petitioner. Out of these, he has been convicted in three cases. Two, out of these three cases were under Section 380 IPC. Two other cases under Sections 398/401 IPC are pending trial. Moreover, the petitioner was apprehended at the spot and a weapon was recovered from him. It is also submitted that the petitioner is a threat to public safety and therefore, he should not be granted regular bail. Regarding the stage of the trial, it is submitted that out of ten prosecution witnesses, five have been examined.

Keeping in view the fact that the petitioner was apprehended at the spot alongwith a weapon and that there are eighteen other cases registered against him, the petitioner does not deserve the concession of regular bail.

The petition is dismissed, accordingly.

However, the learned trial Court is directed to expedite the trial and conclude the same as early as possible and in any case, not later than six months from the date of receipt of a certified copy of this order.

(SUDHIR MITTAL)
JUDGE

16.04.2018

Ramandeep Singh

Whether speaking / reasoned

Yes / No

Whether Reportable

Yes/ No