

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-49032-2017 (O&M)
Date of decision: 15.01.2018

Bittu

... Petitioner

Vs.

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Gaurav Tyagi, Advocate and
Mr. Jatin Kumar Gupta, Advocate
for the petitioner.

Mr. Naveen Sheoran, DAG, Haryana.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of regular bail in FIR No.1041 dated 05.11.2017 under Sections 186, 323, 332, 34, 341, 353, 379-B, 427 IPC, registered at Police Station Chandnibagh, District Panipat.

Learned counsel for the petitioner submits that in fact, it was a case of road-rage and the FIR was got registered at the instance of a local MLA. It is also submitted by counsel for the petitioner that investigation has been completed and challan has also been presented before the trial Court. Counsel for the petitioner has submitted that recovery of motorcycle has been effected from the petitioner.

It is further argued that the petitioner is working as an Accountant in a private firm, he is not involved in any other case and conclusion of the trial will take long time. It is further submitted that one of the co-accused namely Mohit has already been granted the concession of interim anticipatory bail by

this Court vide order dated 14.12.2017 passed in CRM-M No.47696 of 2017 and co-accused Vicky has been granted the concession of regular bail by this Court vide order dated 11.01.2018 passed in CRM-M-48535-2017.

Learned State counsel, on instructions from SI Suresh Kumar, has not disputed the factual position, however, has opposed the bail on the ground that the petitioner was apprehended at the spot.

Without commenting anything on merits of the case and considering the fact that the petitioner is not involved in any other case; the investigation is complete and challan has already been presented before the trial Court; conclusion of the trial will take long time, the present petition is allowed and the petitioner is ordered to be released on bail on his furnishing bail/surety bonds to the satisfaction of the trial Court/Illaq Magistrate/Duty Magistrate.

However, it will be open for the prosecution to apply for cancellation of bail, if the petitioner is found involved misusing the concession of bail, in any manner.

Petition is disposed of.

[ARVIND SINGH SANGWAN]
JUDGE

15.01.2018

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Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No