

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

CRM-M-5345 of 2018

Date of Decision: 16.02.2018

Rehmatulla @ Palayya

....Petitioner

Versus

State of Haryana

....Respondent

CORAM:HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Saleem Ahmed, Advocate
for the petitioner.

Mr. Vikas Malik, DAG, Haryana.

MAHABIR SINGH SINDHU, J.(Oral)

The present petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No.135 dated 29.04.2004 registered under Sections 4A/8, 2/80 of CS Act registered at Police Station Nuh, District Nuh.

Learned counsel for the petitioner contends that the petitioner is in custody since 15.11.2017 and his co-accused, namely, Yunus and Shaukat have been acquitted by learned trial Court vide judgement dated 05.07.2013 and no useful purpose will be served by keeping the petition behind the bars. It is further contended that till date no prosecution witness has been examined.

The above factual position is duly acknowledged by learned State counsel on instructions from H.C. Abdul Karib.

Heard learned counsel for the parties and perused the paper book.

In view of the fact that the petitioner is in custody since

15.11.2017, no useful purpose would be served by keeping the petitioner behind the bars any more. Therefore, in view of the abovesaid circumstances, without expressing any opinion on the merits of the case, this petition is accepted. Petitioner-Rehmatulla @ Palayya be admitted to bail on his furnishing bail bonds and surety bonds to the satisfaction of the learned trial Court.

[MAHABIR SINGH SINDHU]
JUDGE

February 16, 2018
rashmi

Whether speaking/reasoned
Whether reportable?

yes/no
yes/no