

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Sr. No.206

CRM-M-5759-2017

Date of decision : 21.03.2018

Parveen @ Monu

..... Petitioner

VERSUS

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. Karan Singh Malik, Advocate, for the petitioner.

Mr. Munish Sharma, AAG, Haryana.

SUDHIR MITTAL, J. (Oral)

The petitioner seeks regular bail in case FIR No.274 dated 29.04.2017, registered at Police Station Rohtak City, District Rohtak, under Sections 302 and 34 IPC.

Learned counsel for the petitioner contends that the petitioner has been involved on the basis of CCTV footage taken from Jain Market, Rohtak and the said footage does not show the petitioner beating the deceased. He further submitted that all the material witnesses have not supported the case of the prosecution. The petitioner has been in custody since 01.05.2017 and completion of the trial will take a long time and therefore, the petitioner deserves to be released on regular bail.

Learned State counsel on instructions from ASI-Arvind Kumar has submitted that although the CCTV does not show the petitioner beating the deceased, but does show him dragging the deceased alongwith other co-accused. The fact that the material witnesses have turned hostile is not disputed by the State counsel. It is also not in dispute that out of total thirty one prosecution witnesses only ten have been examined till date.

Keeping in view the totality of the present situation and that the petitioner has been in custody since 01.05.2018 and the trial is not likely to be completed at an early date, it would be just and appropriate to release the petitioner on regular bail during the pendency of the trial.

Accordingly, the petition is allowed. Petitioner, namely Parveen @ Monu, is ordered to be released on bail on his furnishing bail and surety bonds to the satisfaction of the trial Court concerned.

(SUDHIR MITTAL)
JUDGE

21.03.2018
Ramandeep Singh

Whether speaking / reasoned
Whether Reportable

Yes / No
Yes/ No