

CRM-M-566-2019

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

CRM-M-566-2019 (O & M)

Date of Decision: 17.01.2019

Sandeep Kumar

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Sanjiv Gupta, Advocate,
for the petitioner.

Mr. Tanuj Sharma, AAG, Haryana.

INDERJIT SINGH, J.

CRM-310-2019

Allowed as prayed for, subject to all just exceptions.

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Petitioner has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.320 dated 25.08.2017, registered at Police Station City Tohana, under Section 9-B of the Explosive Act, 1884 and Sections 188, 285, 307, 34, 446 of the Indian Penal Code and Section 3 of the Prevention of Damage to Public Property Act, 1984.

Notice of motion has been issued.

Learned State counsel appeared and contested the instant petition.

I have heard learned counsel for the petitioner as well as learned State counsel and gone through the record.

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From the record, I find that the FIR in the present case was registered against the accused on the statement of Pardeep Kumar, who stated that on 25.08.2017 at about 4:25 p.m., he along with the other officials was present in the office. In the meantime, some persons came on 2-3 motorcycles who were having petrol bomb bottles and stones. On seeing them, all the employees ran towards them, but they threw the petrol bombs and stones towards them in order to kill the complainant and others. Those assailants set the building on fire but the complainant and others put off the fire by throwing sand.

The petitioner has been in custody since 20.11.2018. He is not required for any investigation or interrogation purposes as he is in judicial custody. The trial of case may take a long time. No useful purpose will be served by keeping the petitioner in custody till the final disposal of the case.

Keeping in view the facts and circumstances of the present case; without discussing the facts in minute detail and without expressing any opinion on the merits of the case, this criminal miscellaneous petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing personal bonds in the sum of ₹50,000/- with one surety in the like amount to the satisfaction of the trial Court/Duty Magistrate.

17.01.2019

parveen kumar

**(INDERJIT SINGH)
JUDGE**

Whether speaking/reasoned	:	Yes
Whether reportable	:	No