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Govind alias Gullu and another

....Petitioners.

Versus

State of Haryana

....Respondent.

CORAM: HON'BLE MR. JUSTICE SHEKHER DHAWAN

Present: Mr. Rakesh Kumar Sharma, Advocate for the petitioners.

Mr. Neeraj Poswal, Assistant Advocate General, Haryana.

Shekher Dhawan, J.

Present petition under Section 439 of the Criminal Procedure Code has been filed for grant of regular bail to the petitioners in case F.I.R. No.123 dated 01.06.2018 under Sections 379-A, 201, 34 of the Indian Penal Code, registered at Police Station Bhondsi, District Gurugram.

Learned counsel representing the petitioners contended that both the petitioners are in custody since 26.09.2018. Charges in the case have been framed against the accused persons and none of the prosecution witness has been examined so far. The trial of the case still to take some more time and no useful purpose would be served by detaining the petitioners behind the bar, so they be released on bail.

Learned State counsel, on instructions from ASI Kamal Singh, has affirmed the period of custody and that the petitioners are not involved in any other case. However, he opposed the prayer for bail on the ground that allegations are serious in nature.

Having considered the submission made by learned counsel for the petitioners and the fact that the petitioners are in custody since 26.09.2018, trial of the case still to take some more time and no useful purpose would be served by detaining the petitioners behind the bar any more, the present petition is allowed. Petitioners Govind alias Gullu and Rambir are ordered to be admitted on regular bail on furnishing adequate bail bonds and surety bonds to the satisfaction of concerned learned trial Judge/ Chief Judicial Magistrate/ Duty Magistrate.

(SHEKHER DHAWAN)
JUDGE

24.01.2019

jitender

Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No