

In the High Court of Punjab and Haryana at Chandigarh

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CRM-M-1923-2019 (O & M)
Date of Decision: October 18, 2019

PINTU PASWAN

.....PETITIONER

VERSUS

STATE OF HARYANA

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Punit Malik, Advocate for the petitioner.

Mr. D.R. Singla, DAG, Haryana.

ANUPINDER SINGH GREWAL, J (ORAL)

The petitioner is seeking regular bail in FIR No.645, dated 03.11.2016, under Sections 302/34 of the Indian Penal Code ('IPC' - for short) and Section 25 of the Arms Act, registered at Police Station Palam Vihar, District Gurugram.

Learned counsel for the petitioner contends that the petitioner is in custody for over three years. The material witnesses including the complainant and two eye witnesses have turned hostile. He has referred the copies of the statements of PW-1, PW-2 (complainant) and PW-3.

Learned State counsel upon instructions from ASI Gajraj Singh states that 03 prosecution witnesses remain to be examined. He, however, is not in a position to controvert the submissions made by learned counsel for the petitioner that he is in custody for over three years and the complainant and two eye witnesses have not supported the prosecution case qua the involvement of the petitioner.

Heard.

In view of the submissions of learned counsel for the petitioner especially when the petitioner is in custody for over three years, complainant and two eye witnesses did not support the prosecution case and the conclusion of the trial is likely to take some time, I deem it a fit case to grant the concession of regular bail to the petitioner.

Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

(ANUPINDER SINGH GREWAL)
JUDGE

October 18, 2019

A.Kaundal

Whether speaking/ reasoned	:	Yes/No
Whether Reportable	:	Yes/No