

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

**CRM-M No.2446 of 2019 (O&M)
Date of decision :01.02.2019**

Narender and another

..... Petitioners

versus

State of Haryana

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. Yogesh Goel, Advocate
 for the petitioners.

Mr. Surender Singh, AAG, Haryana.

AJAY TEWARI, J. (Oral)

This petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioners in case F.I.R. No.216 dated 12.07.2018 registered under Sections 147/148/323/364 IPC later on Section 325 IPC was added at Police Station City Rewari, District Rewari.

Counsel for the petitioners states that the allegation of kidnapping of Kapil is false and states that the investigation is over, challan has been prepared. He further states that the petitioners have been in custody since 13.09.2018 and no other case is pending against them.

Custody certificates dated 31.01.2019 filed by way of affidavit of Sachin Kumar, Deputy Superintendent, District Prison (Gurgaon), Haryana on behalf of State are taken on record. Copies supplied to the counsel opposite. As per the custody certificates the petitioners have

undergone more than 4 months of custody.

Learned State counsel on instructions from ASI Preet Singh has accepted these facts.

Be that as it may, since challans have already been filed and keeping in view the above facts and the period of incarceration already suffered by the petitioners and without going into the merits of the case, I deem it appropriate to release the petitioners on regular bail to the satisfaction of the concerned CJM/Illaqa Magistrate.

Ordered accordingly.

Petition stands allowed.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

01.02.2019

pooja sharma-I

**(AJAY TEWARI)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether Reportable :

Yes/No