

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

CRM-M No.3262 of 2019 (O&M)

Date of Decision: 16.07.2019

Rohit Kumar @ Mehta

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. Harinder Pal Singh Ishar, Advocate for the petitioner.

Mr. Arun Beniwal, DAG, Haryana for the respondent.

Mr. Yashvardhan Sharma, Advocate for
Mr. Rahul Sharma, Advocate for the complainant.

MAHABIR SINGH SINDHU, J. (Oral)

Present petition has been filed under Section 439 of the Code of Criminal Procedure for grant of bail pending trial to the petitioner in case FIR No.127 dated 05.10.2017 (**P-1**), under Sections 148, 149, 323, 302, 506, 120-B, 34 of the Indian Penal Code, 1860 and Section 25 of the Arms Act, 1959 registered at Police Station Panjokhra, District Ambala.

Contentends that petitioner is in custody since 13.10.2017 and neither any injury has been attributed to him; nor named in the FIR. Also contends that petitioner has not caused any injury to deceased and no role has been attributed to him. Further contends that co-accused of the petitioner, namely, Vikas @ Khopa @ Tigri, with similar allegations, has already been released on regular bail by this Court on 19.11.2018, passed in CRM-M-46325-2018 (**P-2**).

The above factual position is duly acknowledged by learned State Counsel, on instructions from S.I. Krishan Lal as well as learned Counsel for the complainant.

Since there is no allegation against the petitioner that he has caused any injury to deceased and co-accused, Vikas @ Khopa @ Tigri, with similar allegations, has already been released on regular bail by this Court. The trial is likely to take sufficient long time for its conclusion, therefore, there is no justification to keep the petitioner behind the bars any more. Consequently, without expressing any opinion on the merits of the case, the present petition is allowed. Petitioner be admitted to bail on his furnishing bail bonds and surety bonds to the satisfaction of learned trial Court/Duty Magistrate concerned.

The above observations may not be construed as an expression of opinion on the merits of the case.

July 16, 2019

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**(MAHABIR SINGH SINDHU)
JUDGE**

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>