

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

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**CRM-M No.3224 of 2019.
Date of Decision: 21.02.2019.**

Ravi alias Lamba

....Petitioner.

Versus

State of Haryana

....Respondent.

CORAM: HON'BLE MR. JUSTICE SHEKHER DHAWAN

Present: Mr. Bijender Dhankhar, Advocate, for the petitioner.

Ms. Tanushree Gupta, Deputy 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 petitioner in case F.I.R. No.650 dated 07.12.2017 under Sections 148, 149, 302, 307,364, 120-B of the Indian Penal Code (for short, 'IPC') and Section 25 of the Arms Act, 1959, registered at Police Station Kharkhoda, District Sonipat.

Learned counsel representing the petitioner contended that the petitioner has been falsely implicated in this case and is in custody since 04.01.2018, who was implicated for commission of offence on the basis of Section 120-B IPC only. On the date of alleged occurrence, he was in custody in some other case and was confined in District Jail, Sonipat. There is no material available against the petitioner as regard to conspiracy even. Trial of the case still to take some more time, no useful purpose would be served by detaining the petitioner behind the bar, so he be released on bail.

Learned State counsel contended that during investigation, it had come that the petitioner is the main conspirator. However, on instructions from Sub Inspector Chanderbhan, learned State counsel contended that there is statement of co-accused only on this aspect and no further material was collected in this connection.

Having considered all these aspects and without commenting anything on the merits of the case, at this stage, which may not cause prejudice to any of the party, and the fact that the petitioner is in custody since 04.01.2018, trial of the case still to take some more time and no useful purpose would be served by detaining the petitioner behind the bar any more, the present petition is allowed. Petitioner-Ravi alias Lamba is ordered to be admitted to regular bail on his furnishing adequate bail bond and surety bond to the satisfaction of concerned learned trial Judge/ Chief Judicial Magistrate/ Duty Magistrate.

(SHEKHER DHAWAN)
JUDGE

21.02.2019
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Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No