

CRM-M-4263-2019

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

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Date of Decision: 05.03.2019

Ankesh

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Akash Vashisth, Advocate,
for the petitioner.

Mr. Tanuj Sharma, AAG, Haryana.

INDERJIT SINGH, J. (Oral)

Petitioner has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.309 dated 06.12.2016, registered at Police Station Bawani Khera, District Bhiwani, under Sections 147, 148, 149, 302, 323, 324 and 365 of the IPC, Section 25 of the Arms Act, 1959 (however charge-sheeted under Sections 302, 323, 324, 365, 349 of the IPC).

Notice of motion has been issued. Learned State counsel has appeared and contested the instant petition.

I have heard learned counsel for the petitioner as well as learned State counsel and gone through the record.

As per the allegations in the FIR, the present petitioner caught hold of the deceased and helped the co-accused to put him on

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motor-cycle. During the investigation, the petitioner was found innocent, but later on, has been summoned by the court on the application filed under Section 319 Cr.P.C. No injury is attributed to the present petitioner.

The petitioner has been in custody since 07.05.2018. He is not required for any investigation or interrogation purposes as he is in judicial custody. The trial of case may take a long time. No useful purpose will be served by keeping the petitioner in custody till the final disposal of the case.

Keeping in view the facts and circumstances of the present case; without discussing the facts in minute detail and without expressing any opinion on the merits of the case, this criminal miscellaneous petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing personal bonds in the sum of Rs.50,000/- with one surety in the like amount to the satisfaction of the trial Court/Duty Magistrate.

05.03.2019

parveen kumar

**(INDERJIT SINGH)
JUDGE**

Whether speaking/reasoned	:	Yes
Whether reportable	:	No