

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

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Date of Decision: 08.03.2019.

(1) CRM-M No.5242 of 2019

Prateek ChaudharyPetitioner.

Versus

State of HaryanaRespondent.

(2) CRM-M No.5251 of 2019

LalitPetitioner.

Versus

State of HaryanaRespondent.

(3) CRM-M No.5275 of 2019

Krishan WaliaPetitioner.

Versus

State of HaryanaRespondent.

CORAM: HON'BLE MR. JUSTICE SHEKHER DHAWAN

Present: Mr. Prabhjeet Singh Sullar, Advocate, for the petitioner(s).

Ms. Tanushree Gupta, Deputy Advocate General, Haryana.

Shekher Dhawan, J.

These three petitions under Section 439 of the Criminal Procedure Code have been filed for grant of regular bail to petitioners Prateek Chaudhary, Lalit and Krishan Walia, who are accused in case F.I.R. No.167 dated 15.04.2018 under Sections 148, 149, 307, 323, 325, 341, 365, 506, 511 of the Indian Penal Code, registered at Police Station Baldev

Learned counsel representing the petitioners contended that the petitioners have been falsely implicated in this case and are in custody since April, 2018. Moreso, during the trial, complainant/injured and other material witnesses have already been examined and they have not supported the prosecution case at all. Trial of the case still to take some more time, no useful purpose would be served by detaining the petitioners behind the bar, so they be released on bail.

Learned State counsel, on instructions, fairly conceded the aspect that complainant/injured and other material witnesses have already been examined at the trial stage and they have not supported the prosecution case.

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 petitioners are in custody since April, 2018, the complainant/injured and other material witnesses have already been examined and have not supported the prosecution case; trial of the case still to take some more time and no useful purpose would be served by detaining the petitioners behind the bar any more, the present petition is allowed. Petitioners-Prateek Chaudhary, Lalit and Krishan Walia are ordered to be admitted to regular bail on their furnishing adequate bail bonds and surety bonds to the satisfaction of concerned learned trial Judge/ Chief Judicial Magistrate/ Duty Magistrate.

(SHEKHER DHAWAN)
JUDGE

08.03.2019

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