

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

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**CRM-M No.5823 of 2019.
Date of Decision: 05.03.2019.**

Deepak alias Deepu and anotherPetitioners.

Versus

State of HaryanaRespondent.

CORAM: HON'BLE MR. JUSTICE SHEKHER DHAWAN

Present: Mr. Balraj Gujjar, Advocate, for the petitioners.

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 petitioners Deepak alias Deepu and Parmod alias Modia in case F.I.R. No.372 dated 02.10.2018 under Sections 379-A, 506, 34 of the Indian Penal Code and Section 25-54 of the Arms Act, 1959, registered at Police Station Kanina, District Mahendergarh.

Learned counsel representing the petitioners contended that the petitioners are in custody since 02.11.2018 and even at trial stage, the complainant and other material witnesses have been examined. 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 opposed the prayer for bail on the ground that the petitioners are habitual offenders and are involved in one more case of similar nature. He prayed that the present petition be dismissed.

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 02.11.2018, the complainant and other material witnesses have already been examined, 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- Deepak alias Deepu and Parmod alias Modia 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

05.03.2019

jitender

Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No