

In the High Court of Punjab and Haryana at Chandigarh

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CRM-M-7169-2019(O & M)

Date of Decision: 29.05.2019

NAVEEN @ DOCTOR

.....PETITIONER

VERSUS

STATE OF HARYANA

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Aditya Sanghi, Advocate
for the petitioner.

Mr.Satish Saini, DAG, Haryana.

ANUPINDER SINGH GREWAL, J (ORAL)

The petitioner is seeking regular bail in FIR No. 173, dated 04.05.2016, under Sections 302, 120-B, 34 IPC and Sections 25/54/59 of the Arms Act and Section 476 of IPC added lateron, registered at Police Station Sampla, District Rohtak.

Learned counsel for the petitioner contends that the petitioner is not named in the FIR wherein two co-accused have been specifically named. The petitioner was arraigned as an accused on the disclosure statement of co-accused Rajesh. He also contends that neither the complainant Vikas @ Vicky nor the eye witnesses Ankush, Vishal and Rajesh have supported the prosecution case. The petitioner is in custody for over three years.

Learned State counsel upon instructions from ASI Kaptan Singh is not in a position to controvert the averments made by the counsel for the petitioner.

Heard.

In view of the submissions of learned counsel for the petitioner especially when the petitioner is not named in the FIR, none of the prosecution witnesses have supported the prosecution case, the petitioner is in custody for over three years and conclusion of the trial is likely to take some time, I deem it a fit case to grant the concession of regular bail to the petitioner.

Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

(ANUPINDER SINGH GREWAL)
JUDGE

May 29, 2019

A.Kaundal

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