

In the High Court of Punjab and Haryana at Chandigarh

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CRM-M-6912-2019 (O & M)
Date of Decision: August 21, 2019

AKHTAR @KANHA

.....PETITIONER

VERSUS

STATE OF HARYANA

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Ms. Sunita Gupta, Advocate for
Mr. Mohammad Arshad, Advocate for the petitioner.

Mr. D.R. Singla, DAG, Haryana.

ANUPINDER SINGH GREWAL, J (ORAL)

The petitioner is seeking regular bail in FIR No. 570, dated 22.10.2015, under Sections 341, 365, 395, 397, 412 and 201 IPC, and Section 25 of the Arms Act, registered at Police Station Hodal, District Palwal.

Learned counsel for the petitioner contends that the allegations against the petitioner are that he along with others had kidnapped the complainant namely Rohtash and had taken away his money and other articles. Recovery of only ₹3000/- has been effected from the petitioner. She also contends that the complainant in his deposition before the Court has not supported the prosecution case. The petitioner is in custody for over 1 year and 10 months. The co-accused namely Sakir, Harish and Sarfraj have been released on bail by the trial Court.

Learned State counsel upon instructions from ASI Kashmir Singh states that 09 out of 36 prosecution witnesses have been examined.

Heard.

In view of the submissions of learned counsel for the petitioner especially when the petitioner is in custody for over 01 year and 10 months, the complainant has not supported the prosecution case, co-accused have been granted regular bail 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

August 21, 2019

A.Kaundal

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