

CRM-M-7151-2019

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

CRM-M-7151-2019

Date of Decision: 22.05.2019

Sandeep @ Channi

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Keshav Pratap Singh, Advocate,
for the petitioner.

Mr. Navdeep Singh, AAG, Haryana.

INDERJIT SINGH, J. (Oral)

Reply by way of affidavit of Sh. Dinesh Kumar, HPS, Assistant Commissioner of Police, Sohna, Gurugram, has been filed in the Court today. Same is taken on record.

Petitioner has filed this second petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.167 dated 22.09.2017, registered at Police Station Sohna, Gurugram, District Gurugram, under Sections 148, 149, 386, 302, 212 and 120-B of the IPC and Section 25 of the Arms Act, 1959.

Notice of motion has been issued. Learned State counsel appeared on behalf of the respondent-State and contested this petition.

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

CRM-M-7151-2019

From the record, I find that the present petitioner is not named in the FIR.

It has been brought to the notice of this Court that three prosecution witnesses, including the complainant who is also an eye-witness to the occurrence, have not supported the prosecution version and have turned hostile.

The petitioner is in custody since 31.10.2017. 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 two sureties in the like amount each to the satisfaction of trial Court/Duty Magistrate.

22.05.2019

parveen kumar

**(INDERJIT SINGH)
JUDGE**

Whether speaking/reasoned	:	Yes
Whether reportable	:	No