

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

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**CRM-M No.7980 of 2019.
Date of Decision: 27.02.2019.**

Itwari

....Petitioner.

Versus

State of Haryana

....Respondent.

CORAM: HON'BLE MR. JUSTICE SHEKHER DHAWAN

Present: Mr. Sushil Bhardwaj, Advocate, for the petitioner.

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 the petitioner in case F.I.R. No.739 dated 22.06.2018 under Section 379-B of the Indian Penal Code, registered at Police Station Karnal City, District Karnal.

Learned counsel representing the petitioner contended that the petitioner is in custody since 20.09.2018 and he has been falsely implicated in this case. Moreso, complainant-Manjit Kaur was examined during the trial as PW3 and she has not deposed anything against the petitioner, but still the petitioner is facing trial and is in custody. Trial of the case still to take some more time, no useful purpose would be served by detaining the petitioner behind the bar, so he be released on bail.

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Learned State counsel affirmed the period of custody and the fact that complainant-Manjit Kaur has not supported the prosecution version.

Having considered the submissions made by learned counsel for the petitioner and the fact that the petitioner is in custody since 20.09.2018, complainant-Manjit Kaur has not supported the prosecution version, trial of the case still to take some more time and no useful purpose would be served by detaining the petitioner behind the bar any more, the present petition is allowed. Petitioner-Itwari is ordered to be admitted to regular bail on his furnishing adequate bail bond and surety bond to the satisfaction of concerned learned trial Judge/ Chief Judicial Magistrate/ Duty Magistrate.

(SHEKHER DHAWAN)
JUDGE

27.02.2019
jitender

Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No