IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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C.R.M-M No.9211 of 2019
Date of Decision : 18.03.2019

Wasim Khan ..... Petitioner

versus

State of Haryana ..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

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Present : Mr. Saqib Ali Khan, Advocate
for the petitioner.

Mr. Gaurav Bansal, AAG, Haryana.

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AJAY TEWARI, J. (ORAL)

This petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No.238 dated 22.08.2018 registered under Sections 458, 506 IPC and 120-B, 201, 394, 411 IPC (were added later on) at Police Station Chandimandir, District Panchkula.

Custody certificate filed in Court dated 16.03.2019 by Vivek Sangwan, DSS-1, Deputy Superintendent, Central Jail (Ambala), Haryana is taken on record. As per the custody certificate, the petitioner has undergone actual sentence of 06 months and 13 days.

The allegations were that the petitioner alongwith others had beaten the complainant and snatched his mobile phone and an amount of Rs.20,000/- from him.

Counsel for the petitioner argues that the petitioner has been

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implicated on the basis of disclosure statement.

Learned Assistant Advocate General states that in view of the above mentioned facts it would not be appropriate to release the petitioner on bail but a time cap can be put on trial. Learned Assistant Advocate General on instructions from the investigating officer undertakes that the entire prosecution witnesses will be examined within 4 months and till such time bail should not be granted to the petitioner.

I find this to be a fair submission. In the circumstances, in view of the undertaking given by the learned Assistant Advocate General, it is directed that in case the prosecution does not lead its entire evidence on or before 17.07.2019 (subject to the accused not obstructing the same), the petitioner be released on bail to the satisfaction of the trial Court.

Petition stands disposed of in the above terms.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

(AJAY TEWARI)
JUDGE

March 18, 2019
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Whether speaking/reasoned - Yes/No

Whether reportable - Yes/No

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