

CRM-M-11697 of 2019

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

CRM-M-11697 of 2019
Date of Decision: 09.05.2019

Ram Niwas

...Petitioner

Versus

State of Haryana

....Respondent

CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN

Present:- Mr. Balwinder Singh, Advocate, for the petitioner.
Mr. Munish Sharma, AAG, Haryana.

RAMENDRA JAIN, J. (ORAL)

Through this petition under Section 439 Cr.P.C. prayer has been made for grant of regular bail to the petitioner in a case arising from FIR No.0095 dated 11.02.2017 registered under Sections 120-B, 201, 302, 346, 364 IPC at Police Station Kherki Daulla, Gurugram.

According to the prosecution, in the morning of 07.02.2017, petitioner took deceased Vinod to Delhi. But thereafter, whereabouts of Vinod were not traceable. Consequently, there was suspicion that petitioner has committed murder of Vinod.

Learned counsel for the petitioner *inter alia* contends that petitioner is in custody since 30.08.2017. All the material witnesses have turned hostile. Conclusion of trial may take a sufficient long time. No useful purpose would be served by detaining the petitioner any more in jail.

On the other hand, learned State counsel, though has vehemently opposed the grant of regular bail to the petitioner, but could not

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refute submission of learned counsel for the petitioner that material witnesses have turned hostile.

Heard.

Considering overall facts and circumstances, but without expressing any opinion on the merits of the case, the petition is allowed. Consequently, petitioner is ordered to be released on bail during pendency on his furnishing bail bonds and surety bonds to the satisfaction of Trial Court/Duty Magistrate concerned.

May 09, 2019
R.S.

(RAMENDRA JAIN)
JUDGE

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No