

CRM-M-13351-2019

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

CRM-M-13351-2019

Date of Decision: 20.05.2019

Santram @ Santu

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Ashok Kaushik, Advocate,
for the petitioner.

Mr. Navdeep Singh, AAG, Haryana.

INDERJIT SINGH, J.

Petitioner has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.154 dated 27.09.2017, registered at Police Station Tigaon, District Faridabad, under Sections 302, 212, 341 and 120-B of the Indian Penal Code.

Notice of motion has been issued. Learned State counsel has appeared and contested the instant petition.

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

From the record, I find that neither the present petitioner is named in the FIR nor any specific injury with fire-arm weapon has been attributed to him.

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Learned State counsel submits that the present petitioner was driving the vehicle only.

In the present case, complainant, Dharamvir and eye-witness, Ghanshyam have not supported the prosecution version and have been declared hostile. Two other witnesses have also not supported the prosecution version.

The petitioner is in custody since 26.01.2018. 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 him in custody till the final disposal of the case, especially in view of the facts and circumstances of the present 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 one surety in the like amount to the satisfaction of the trial Court/Duty Magistrate.

20.05.2019

parveen kumar

Whether speaking/reasoned

Whether reportable

: Yes

: No

(INDERJIT SINGH)
JUDGE