

In the High Court of Punjab and Haryana at Chandigarh

234

CRM-M-14033-2019
Date of Decision: 03.04.2019

ROHTASH

.....PETITIONER

VERSUS

STATE OF HARYANA

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr.Subhash Godara, Advocate for the petitioner.

Mr. D.R. Singla, DAG, Haryana.

Mr. Amit Goyal, Advocate for the complainant.

ANUPINDER SINGH GREWAL, J (ORAL)

The petitioner is seeking regular bail in FIR No.314, dated 30.09.2015, under Sections 302, 364, 148 and 149 of the Indian Penal Code (IPC - for short); Sections 25/27 of the Arms Act and Section 3 of Scheduled Castes and Scheduled Tribes Act, 1989, registered at Police Station Ellenabad, District Sirsa.

Learned counsel for the petitioner contends that the petitioner is in custody for over 3½ years since his arrest on 01.10.2015. He also contends that similarly situated co-accused namely Ram Niwas has been granted regular bail by the coordinate Bench of this Court in CRM-M-54473-2018 on 20.03.2019. He further contends that the petitioner is not involved in any other case.

Learned State counsel, on instructions from SI Ram Niwas is not in a position to controvert the submission made by learned counsel for the

petitioner especially that similarly situated co-accused has been granted regular bail by a coordinate Bench of this Court.

Heard.

In view of the submissions of the learned counsel for the petitioner especially when similarly situated co-accused has been granted bail and he is in custody for over 3½ years, I deem it a fit case to grant the concession of regular bail to the petitioner.

Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed on the condition that:-

(a) The petitioner shall report at Police Station Ellenabad, District Sirsa on all Wednesdays till the conclusion of the trial.

(b) The petitioner shall not in any manner influence or intimidate the witnesses and he shall not have any contact with the material witnesses directly or over telephone or otherwise.

The petitioner shall be released on regular bail on his furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

(ANUPINDER SINGH GREWAL)
JUDGE

April 03, 2019

A.Kaundal

Whether speaking/ reasoned: Yes/No
Whether Reportable: Yes/No