

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

CRM-M No. 15499 of 2019
Date of decision : April 10, 2019

Rohtash

..... Petitioner

v.

State of Haryana

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. Kunal Dawar, Advocate
for the petitioner.

Mr. Gaurav Bansal, AAG Haryana

Ajay Tewari, J (Oral)

The petitioner seeks grant of regular bail in case FIR No.824, dated 9.11.2016, registered under Sections 302, 34 of the IPC and Sections 25/54 of the Arms Act, at Police Station Sector 58, Faridabad.

Counsel for the petitioner has argued that in this case the main accused were acquitted and the only material against the present petitioner is the alleged disclosure statement of one of those main accused who has been acquitted. The petitioner has now been in custody for more than one year and his antecedents are clear.

Custody certificate has been filed, as per which the petitioner has been in custody for 1 year and 10 days and there is no other FIR pending against him.

Learned AAG Haryana, on instructions from ASI Dharminder,

has accepted the factual assertions made by counsel for the petitioner.

In these circumstances, without commenting upon the merits of the case, and keeping in view the period of custody already suffered by the petitioner, I do not deem it appropriate to deny the concession of regular bail to the petitioner.

Bail to the satisfaction of the trial Court/Duty Magistrate.

It is, however, made clear that in case the petitioner does not furnish surety bonds pursuant to this bail order, he would not be entitled to claim the period from today onwards as custody period in the present case.

Petition stands disposed of.

Since the main case has been decided, the pending C.Ms, if any, also stand disposed of.

April 10, 2019
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(AJAY TEWARI)
JUDGE

Whether speaking/reasoned:
Whether Reportable:

Yes/No
Yes/No