

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

224

CRM-M-15497-2019.

Date of Decision: 09.07.2019.

Satish Kumar and another

....Petitioners.

Versus

State of Haryana

....Respondent.

CORAM: HON'BLE MR. JUSTICE SHEKHER DHAWAN

Present: Mrs. Gurnam Kaur Turka, Advocate for the petitioners.

Mr. Ashish Sanghi, Deputy Advocate General, Haryana.

Mr. Ashit Malik, Advocate, for the complainant.

Shekher Dhawan, J.

Present petition under Section 439 of the Criminal Procedure Code is for grant of regular bail to petitioners-Satish Kumar son of Mehar Chand and Sandeep Kumar son of Mehar Chand in case F.I.R. No.628 dated 29.11.2018 under Sections 148, 149, 323, 324, 325, 326 and 506 of the Indian Penal Code, registered at Police Station Shahabad, District Kurukshetra.

Learned counsel representing petitioners contended that petitioners are in custody since 18.01.2019 and offences alleged against the petitioners are triable by the Court of Magistrate; the trial of the case still to take some more time and no useful purpose would be served by detaining the petitioners behind the bars, so they be released on bail.

Learned State counsel as well as learned counsel for the complainant opposed the prayer for bail to the petitioners.

At this stage, without commenting anything on the merits of the case, which may not cause prejudice to either of the parties at a later stage, but taking the above facts into consideration and the fact the petitioners are in custody since 18.01.2019, offences alleged against the petitioner are triable by the Court of Magistrate; trial of the case still to take some more time and no useful purpose would be served by detaining the petitioners behind the bars, the present petition is allowed. Petitioners— Satish Kumar son of Mehar Chand and Sandeep Kumar son of Mehar Chand, are ordered to be admitted to regular bail on their furnishing adequate bail bonds and surety bonds to the satisfaction of concerned learned trial Judge/ Chief Judicial Magistrate/ Duty Magistrate.

(SHEKHER DHAWAN)
JUDGE

09.07.2019

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Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No