

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

256

CRM-M-15710-2019

DATE OF DECISION: 19.12.2019

SUMIT

... Petitioner(s)

Versus

STATE OF HARYANA

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Lakshay Bajaj, Advocate for the petitioner(s).

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

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking regular bail in FIR No.356 dated 09.06.2018, under Section 346 of IPC, 1860 (Sections 328/302/201/120-B read with Section 34 of IPC added later on), registered at Police Station Samalkha, District Panipat.

Learned counsel for the petitioner contends that the petitioner is not named in the FIR. It is a case of circumstantial evidence. The petitioner has been arraigned as an accused later on the statement of the complainant and the material prosecution witnesses including PW-2 (complainant) namely Nar Singh, PW-3 daughter of the deceased namely Tamanna, PW-4, 'Bhabhi' of the deceased namely Pinki, PW-5 namely Sunil and PW-6 namely Surinder in their deposition before the trial Court, who have not supported the prosecution case. The petitioner is in custody for over 1 ½ years and is not involved in any other criminal case.

Learned State counsel, upon instructions from ASI Anil Kumar, states that 9 out of 22 prosecution witnesses have been examined. However, he is not in a position to controvert the aforementioned submissions of learned counsel for the petitioner.

Heard.

In view of the submissions of learned counsel for the petitioner, the petitioner being in custody for over 1 ½ years and the conclusion of the trial is likely to take some time, 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 petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

(ANUPINDER SINGH GREWAL)
JUDGE

19.12.2019.

SwarnjitS

Whether speaking/reasoned	:	Yes / No
Whether reportable	:	Yes / No