

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

CRM-M No.17786 of 2019 (O&M)

Date of Decision: 24.07.2019

Shubham and others

..... Petitioners

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. Namit Khurana, Advocate for the petitioners.

Mr. Arun Beniwal, DAG, Haryana for the respondent/State.

MAHABIR SINGH SINDHU, J. (Oral)

Present petition has been filed under Section 439 of the Code of Criminal Procedure for grant of bail pending trial to the petitioners in case bearing FIR No.100 dated 22.03.2019, under Sections 148, 149, 323, 324, 452, 506 of the Indian Penal Code, 1860 (*for short 'IPC'*) [Sections 326 & 120-B, IPC added later on], registered at Police Station Naraingarh, District Ambala.

Contends that petitioners are not named in the FIR and after investigation, report under Section 173 Cr.P.C. has already been submitted before the Court of competent jurisdiction, but charges are yet to be framed. Also contends that petitioners are in custody since 29.03.2019 and there is no other criminal case pending against them.

The above factual position is duly acknowledged by learned State Counsel, on instructions from S.I. Gurmukh Singh.

Since petitioners are not involved in any other criminal case; investigation is already over and charges are yet to be considered by learned trial Court, thus, the trial is likely to take sufficient long time. Consequently, there is no justification to keep the petitioners behind the bars any more. As a result thereof, without expressing any opinion on the merits of the case, the present petition is allowed. Petitioners be admitted to bail on their furnishing bail bonds and surety bonds to the satisfaction of learned trial Court/Duty Magistrate concerned.

The above observations may not be construed as an expression of opinion on the merits of the case.

July 24, 2019
Gagan

(MAHABIR SINGH SINDHU)
JUDGE

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