

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

CRM-M No.37210 of 2018

Date of Decision: 25.01.2019

Fajjar and another

....Petitioners

Versus

State of Haryana

....Respondent

BEFORE :- HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present:- Mr. Saleem Ahmed, Advocate
for the petitioner.

Mr. R.S. Doon, A.A.G., Haryana.

DAYA CHAUDHARY, J. (ORAL)

There are two petitioners, namely, Fajjar and Waseem in this petition. However, petitioner No.2-Waseem was released on regular bail vide order dated 30.11.2018 and the case qua petitioner No.1-Fajjar was adjourned for today just to verify regarding the status of other case pending against him.

Learned counsel for petitioner No.1-Fajjar submits that one case under Section 379 IPC is there against him. He also submits that co-accused of the petitioner, namely, Waseem has been released on bail. Learned counsel further submits that petitioner No.1, namely, Fajjar, in other case, has not furnished the bail/surety bonds and he is not aware as to whether he has been released or not subsequently.

Since the complainant is a police official and there is no possibility that petitioner No.1, namely, Fajjar may influence the witnesses or tamper with the evidence; by considering the parity and custody since 27.05.2018; his co-accused has been released on regular bail, in case, the

petitioner No.1 is not on bail in other case then he cannot come out in this case also, the present petition is allowed and petitioner No.1, namely, Fajjar is directed to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the trial Court.

25.01.2019
gurpreet

(DAYA CHAUDHARY)
JUDGE

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No