

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

211

CRM-M-44206-2018

Date of Decision:30.01.2019

Ashish

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR.JUSTICE HARI PAL VERMA.

**Present: Mr. Prem Meet Anand, Advocate,
for the petitioner.**

Mr. Manish Bansal, D.A.G., Haryana.

None for the complainant.

HARI PAL VERMA, J.(Oral)

Prayer in this 2nd petition filed under Section 439 Cr.P.C. is for grant of regular bail to the petitioner-Ashish son of Sunil Kumar in FIR No.682 dated 29.12.2017 under Sections 147, 148, 149, 150, 307, 323, 325, 354, 363, 365, 427, 448, 506, 120-B IPC, 1860 and Sections 24, 54, 59 of the Arms Act, 1959, registered at Police Station Model Town, Rewari, District Rewari.

Learned counsel for the petitioner has argued that as observed by this Court 08.01.2019, injured complainant-Kailashi Devi has been examined in the case and she has not supported the prosecution version. She has failed to identify the petitioner in court. He has produced certified copy of the statement of the complainant-Kailashi Devi. He states that on

the basis of statement made by the complainant, co-accused Paramjeet Thakran has also been admitted on regular bail. The petitioner is in custody since 20.01.2018.

Learned State Counsel on instructions from ASI Balwant Singh does not dispute the submission made on behalf of the petitioner.

I have heard learned counsel for the parties.

Considering the fact that the petitioner is in custody since 20.01.2018 and the complainant has been declared hostile, therefore, chances of conviction are quite bleak, coupled with the fact that trial in the case will take sufficient long time, this Court finds that the petitioner deserves to be admitted on bail.

However, without observing anything on merits of the case, lest it may prejudice the interest of the parties, the present petition is allowed and the petitioner is admitted on regular bail, subject to furnishing of his bail bonds/surety bonds to the satisfaction of trial Court.

January 30, 2019
seema

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No