

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

CRM-M No.44691 of 2018

Date of Decision: 07.01.2019

Ravinder

....Petitioner

Versus

State of Haryana

....Respondent

BEFORE :- HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present:- Mr. Sandeep Lather, Advocate
for the petitioner.

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

DAYA CHAUDHARY, J. (ORAL)

This petition has been filed under Section 439 Cr.P.C for grant of regular bail to the petitioner-Ravinder in case FIR No.286 dated 07.08.2017 registered under Sections 307, 34 IPC, 1860 and Section 25 of the Arms Act, 1959 at Police Station Sadar Jind, District Jind.

Learned counsel for the petitioner submits that the petitioner was arrested in the case on 09.08.2018 and since then, he is in custody. Challan has been presented and after framing of charge, the statements of material witnesses including the complainant and eye witness have been recorded. Learned counsel also submits that the material witnesses have not supported the case of the prosecution. There are total 18 witnesses, out of which, three material witnesses have been examined. The trial may take some time to conclude and no useful purpose would be served by keeping the petitioner in custody.

Learned State counsel has not disputed the custody period as well as stage of trial including the recording of statements of material witnesses i.e the complainant and eye witness.

Heard the arguments of learned counsel for the parties and have also perused the contents of the FIR as well as other documents available on the file.

By considering the custody of petitioner since 09.08.2018; the fact that the material witnesses including the complainant and eye witness have been examined who have not supported the case of the prosecution; the trial may take some time to conclude and no useful purpose would be served by keeping the petitioner behind bars, the present petition is allowed and petitioner, namely, Ravinder is directed to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the trial Court.

(DAYA CHAUDHARY)
JUDGE

07.01.2019
gurpreet

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No