

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M No. 24354 of 2019

Date of Decision:17.10.2019

Ram Niwas @ Niwasa

.....Petitioner

versus

State of Haryana

.....Respondent

CORAM:- HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. K.S. Dhaliwal, Advocate and
Mr. Mohit, Advocate
for the petitioner.

Mr. Tanuj Sharma, AAG, Haryana

MAHABIR SINGH SINDHU, J(Oral)

Present petition has been filed under Section 439 of the Code of Criminal Procedure (*for short 'Cr.P.C.'*) for grant of bail pending trial to the petitioner in case FIR No.101 dated 07.04.2018, under Sections 307, 323, 341 read with Section 34 of the Indian Penal Code and Section 25 of the Arms Act, 1959, registered at Police Station Uchana, District Jind.

Contentends that petitioner is in custody since 03.05.2018 and out of total 15 prosecution witnesses only four have been examined. Further contends that the complainant has already been examined and there is no allegation that the petitioner is likely to threat the prosecution witnesses in any manner.

Heard both sides and perused the paper-book.

Since the petitioner is in custody since 03.05.2018 and even out of total 15 prosecution witnesses only four have been examined, therefore, further incarceration of the petitioner would not serve any purpose.

In view of the above, this petition is allowed. Petitioner is ordered to be released on bail, in this case, on his furnishing adequate 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.

The petitioner shall fully cooperate with learned trial Court without seeking any unnecessary adjournments.

17.10.2019
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(MAHABIR SINGH SINDHU)
JUDGE

Whether speaking/reasoned Yes/No

Whether Reportable Yes/No