

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

218

CRM-M-24618-2019 (O&M)
Date of Decision : 31.5.2019

Manish @ Monu

....Petitioner

vs.

State of Haryana

....Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present: Mr. Baljeet Beniwal, Advocate
for the petitioner.

Mr. Surender Singh, AAG, Haryana.

AJAY TEWARI, J. (Oral)

This petition has been filed under Section 439 Cr.P.C for grant of regular bail to the petitioner in case FIR No.874 dated 21.11.2014 registered under Sections 302/307/216/120B IPC, 1860 and Section 25/54 of Arms Act, 1959 at police station City Jind, District Jind.

Counsel for the petitioner states the the complainant and private witnesses have turned hostile and the petitioner has been in custody for the last 2 years and 4 months.

Custody certificate dated 30.5.2019 by way of affidavit of Ram Chander-Dsp-1, Deputy Superintendent, District Prison, Sonipat has been filed on behalf of the respondent-State, the same is taken on record. Copy has been supplied to the opposite counsel. As per the custody certificate the petitioner has undergone custody of 2 years 3 months and 29 days.

Learned Assistant Advocate General opposed the bail by stating that the petitioner is a habitual criminal. However, on instructions from SI Sultan Singh he has accepted aforesaid fact.

Be that as it may. Without commenting on the merits of the case and the antecedents of the petitioner, keeping in view the above facts and the period of incarceration already suffered by the petitioner, I deem it appropriate to grant regular bail to the petitioner. Ordered accordingly, Bail to the satisfaction of the concerned Trial Court/Duty Magistrate. It is however clarified that in case the petitioner does not submit bail bonds/surety bonds, he would not be entitled to count the period beyond today as custody in the present case.

Petition stands allowed.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

31.5.2019
anuradha

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned - Yes/No

Whether reportable - Yes/No