

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

106+220

**CRM No. 1543 of 2019 in/and
CRM-M-54175 of 2018
Date of decision: 18.01.2019**

Sunny @ Dogra

..Petitioner

Vs.

State of Haryana

..Respondent

CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN

Present: Mr. Sarfraj Hussain, Advocate
for the applicant-petitioner.

Mr. Munish Sharma, Asstt. AG, Haryana.

RAMENDRA JAIN, J.(ORAL)
CRM-1543-2019

Through this application under Section 482 Cr.P.C., applicant-petitioner has sought correction of typographical mistake in the heading of the petition, whereby Section 347 IPC has wrongly been mentioned instead of offence under Section 307 IPC.

Heard.

Since the correction sought is typographical one, therefore, the same is allowed. Correct copies of head note, prayer cause as well as impugned order dated 29.11.2018 (Annexure P-2) filed along with the application are taken on record. Be tagged at the appropriate place.

Main Case.

Through this petition under Section 439 Cr.P.C., prayer
has been made for grant of concession of regular bail to

petitioner-Sunny @ Dogra, in case FIR No. 287, dated 30.06.2018, registered under Sections 347, 341, 506, 147, 149 of Indian Penal Code, 1860, and Sections 25 of Arms Act, 1959, at Police Station Sector 9-A, Gurugram, Haryana.

Learned counsel for the petitioner inter alia contends that three co-accused have already been enlarged on bail. Petitioner has falsely been implicated in the instant case. Conclusion of trial may take long time. Petitioner is in custody since the date of his arrest. No useful purpose would be served by detaining the petitioner any more in jail. Two prosecution witnesses have turned hostile. Therefore, treating the case of petitioner on the same parity, he may be released on bail.

On the other hand, learned State counsel vehemently opposed the submissions of learned counsel for the petitioner.

Considering overall facts and circumstances, but without expressing any opinion on the merits of the case, the petition is allowed. Consequently, petitioner-Sunny @ Dogra is ordered to be released on bail pending trial, treating his case on the same parity as that of his co-accused, on his furnishing adequate bail bonds and surety bonds to the satisfaction of trial Court/Duty Magistrate, concerned.

January 18, 2019
Poonam Sharma

(RAMENDRA JAIN)
JUDGE

Whether speaking/reasoned Yes/No
Whether reportable Yes/No