

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

CRM-M-26173-2019 (O&M)

Date of decision : 04.07.2019

Inderaj Singh

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. S.S. Gill, Advocate for the petitioner.

Mr. Karan Sharma, AAG, Haryana.

ANIL KSHETARPAL, J. (ORAL)

Prayer in this petition is to grant regular bail to the petitioner in FIR No.100 dated 06.11.2017 registered under Section 302 read with Section 34 of the Indian Penal Code at Police Station Rori, District Sirsa.

It is contended by the learned counsel for the petitioner that the petitioner was implicated on the basis of the statement of his wife i.e. Mamta who has been declared hostile when she appeared in evidence on behalf of prosecution and she resiled from her alleged statement before the police.

On the other hand, learned counsel for the State submits that only 4 witnesses remained to be examined.

Once the trial is pending, it would not be appropriate for this Court to opine on the merits of the case. However, since it is undisputed that

petitioner was implicated on the alleged statement of Mamta who does not now support the case of the prosecution in the Court and the petitioner is in custody since 31.01.2018, the petitioner is directed to be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of the concerned trial Court/Duty Magistrate.

Accordingly, the present petition is allowed.

04.07.2019

Pawan

**(ANIL KSHETARPAL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No