

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

248

Criminal Misc. No.M-26328 of 2019

Date of decision : 24.09.2019

Talwinder Singh @ Tali

... Petitioner

Versus

State of Haryana

.. Respondent

CORAM :HON'BLE MR.JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Harinder Singh Aujla, Advocate for the petitioner.

Mr. D.R. Singla, DAG, Haryana.

Anupinder Singh Grewal, J. (Oral)

The petitioner is seeking regular bail in FIR No.26 dated 14.03.2017, under Sections 302, 364, 452, 285, 148, 149 IPC and Sections 25, 54, 59 of the Arms Act, 1959, registered at Police Station Mansa Devi Complex, District Panchkula.

Learned counsel for the petitioner contends that the petitioner is not named in the FIR wherein two co-accused have been specifically named. He also contends that the similarly situated co-accused namely Manjot Singh @ Happy, Jashanpreet Singh and Barminder Singh @ Poli have been granted regular bail in CRM-M-8272 of 2018, CRM-M-22690-2018 and CRM-M-18427-2019 by this Court on 15.5.2018, 09.04.2019 and 28.05.2019 respectively. The petitioner was 25 years of age at the time of the occurrence. He is not involved in any other case. He is in custody for over two and a half years since his arrest on 18.3.2017.

Learned State counsel states that 28 out of 41 prosecution witnesses have been examined. He is not in a position to controvert the submission of learned counsel for the petitioner that similarly situated afore-noted co-accused have been granted regular bail.

Heard.

In view of the submissions of learned counsel for the petitioner, especially when the petitioner is not named in the FIR, he is in custody for over two and a half years, the conclusion of the trial is likely to take some time and similarly situated co-accused have been granted benefit of bail, I deem it appropriate to grant him the concession of regular bail.

Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed on the condition that:-

(a) The petitioner shall report at Police Station Mansa Devi Complex at 10:00 a.m. on every Saturday till the conclusion of the trial.

(b) The petitioner shall not in any manner influence or intimidate the witnesses and he shall not have any contact with the material witnesses directly or over telephone or otherwise.

The petitioner shall be released on regular bail on his furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

(ANUPINDER SINGH GREWAL)
JUDGE

September 24, 2019

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Whether speaking/reasoned	:	Yes
Whether Reportable	:	Yes/No