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CRM-M-28388-2019

DATE OF DECISION: 11.07.2019

KABINDRA DHAWAJBHADRA SHAHI ... Petitioner(s)

Versus

STATE OF HARYANA ... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Sandeep Kotla, Advocate for the petitioner(s).

Mr. Saurabh Girdhar, AAG, Haryana.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking regular bail in FIR No.186 dated 18.02.2019, under Sections 328, 457, 380, 381 & 34 IPC, registered at Police Station Chandnibagh, District Panipat.

Learned counsel for the petitioner states that the petitioner is not named in the FIR wherein three persons have been specifically named as having administered some stupefying substance to the family and committed theft of jewellery and cash to the tune of Rs.1 lakh. It was mentioned that they were accompanied by two other persons. The petitioner has been arraigned as an accused on the disclosure statement of co-accused namely Tej Bahadur. He is in custody for over 3 months since his arrest on 04.04.2019 and is not involved in any other case.

Learned State counsel, upon instructions from ASI Ajmer Singh, states that although investigation has been completed but no witness has been examined.

Heard.

In view of the submissions of learned counsel for the petitioner especially when he is not named in the FIR, he is in custody for over 3 months and the conclusion of the trial is likely to take some time, I deem it a fit case to grant the concession of regular bail to the petitioner.

Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

11.07.2019

SwarnjitS

(ANUPINDER SINGH GREWAL)
JUDGE

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No