

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

CRM-M No.35210 of 2019 (O&M)
DATE OF DECISION : 16th NOVEMBER, 2019

Rahul & another

.... Petitioners

Versus

State of Haryana

.... Respondent

CORAM : HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

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Present : Mr. Anmol Rattan Sidhu, Senior Advocate with
Mr. Pratham Sethi, Advocate for the petitioners.

Mr. M. K. Sangwan, Deputy Advocate General, Haryana.

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RAJBIR SEHRAWAT, J. (Oral)

The present petition has been filed by the petitioners under Section 439 Cr.P.C for grant of bail pending trial in case FIR No.361 dated 08.08.2019 registered under Sections 186, 332, 353, 323, 307, 427 & 506 IPC at Police Station Sector 50, District Gurugram.

It is contended by counsel for the petitioners that the case against the petitioners is concocted. In any case, the alleged offence itself is an outcome of a traffic offence. The petitioners are in custody since 08.08.2019. Still further it is contended that charge has been framed in this case. Therefore, the petitioners are not required for investigation purpose. There is no other case against the petitioners. Hence, the petitioners deserve to be released on bail pending trial.

On the other hand, learned State Counsel, on instructions from ASI Satinder Singh, submits that the petitioners have committed heinous crime of assaulting a policeman on duty. However, it is not

disputed that the petitioners are in custody since 08.08.2019 and that the charge has been framed and that the trial has started. It has also not been disputed that there is no other case against the petitioners.

In view the above, but without expressing any further opinion on the merits of the case, the present petition is allowed. The petitioners are ordered to be released on bail pending trial subject to their furnishing bail bonds/surety to the satisfaction of the Trial Court/Duty Magistrate, concerned.

16TH NOVEMBER, 2019
‘raj’

(RAJBIR SEHRAWAT)
JUDGE

<i>Whether speaking/reasoned:</i>	<i>Yes</i>	<i>No</i>
<i>Whether Reportable:</i>	<i>Yes</i>	<i>No</i>