

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

270

CRM-M-42115-2019

DATE OF DECISION: 09.12.2019

ROHIT

... Petitioner(s)

Versus

STATE OF HARYANA

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Bijender Dhankhar, Advocate
for the petitioner.

Mr. Kuldeep Tiwari, Addl. A.G., Haryana.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking regular bail in FIR No.375 dated 15.08.2017, under Sections 302, 449, 120-B of the Indian Penal Code, 1860, (Sections 148 and 149 of IPC were deleted and Sections 449 and 120-B of IPC were added later on) and Section 25 of the Arms Act, 1959, registered at Police Station Sadar, District Rohak.

Learned counsel for the petitioner contends that although it is alleged in the FIR that the petitioner had given a knife blow to the deceased but the complainant and the other eyewitness have not supported the prosecution case qua the involvement of the petitioner. The petitioner is in custody for over 2 years and not involved in any other case.

Learned State counsel, upon instructions from SI Bajay Singh, contends that knife had been recovered from the petitioner. He, however, is not in a position to controvert the submissions of learned counsel for the petitioner that both eyewitnesses have not supported the

prosecution case qua the involvement of the petitioner. He also states that 12 out of 24 prosecution witnesses have been examined and 10 prosecution witnesses remain to be examined.

Heard.

In view of the submissions of learned counsel for the petitioner, especially when the petitioner is in custody for over 2 years, not involved in any other case 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 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.

(ANUPINDER SINGH GREWAL)
JUDGE

09.12.2019.

SwarnjitS

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