

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

CRM-M-42480 of 2019

Date of Decision: 14.10.2019

Suresh

....Petitioner

Versus

State of Haryana

....Respondent

CORAM:HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. J.P. Jangu, Advocate
for the petitioner.

Mr. Tanuj Sharma, AAG, Haryana.

MAHABIR SINGH SINDHU, J.(Oral)

Present petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No.181 dated 29.05.2019 registered under Section 379-A of the Indian Penal Code at Police Station Arya Nagar, District Rohtak.

It is contended by learned counsel for the petitioner that the petitioner was nominated as an accused on the basis of the disclosure statement of co-accused namely Deepak. Further contends that the petitioner is in custody since, 13.07.2019. Also contends that after investigation in the matter report under Section 173 Cr.P.C. has already been submitted and charges have also been framed. Now the case is fixed for prosecution evidence for 04.11.2019. Further contends that there is no other criminal case pending against the petitioner.

The above factual position is duly acknowledged by learned State counsel on instructions from HC Kuldeep Singh.

Heard learned counsel for the parties and perused the paper book.

Since the investigation is already over in the matter and there is no other case pending against the petitioner and he is in custody since 13.07.2019, the trial is likely to take a long time to be concluded and as such no useful purpose would be served by keeping the petitioner behind the bars any more.

Therefore, in view of the abovesaid circumstances, without expressing any opinion on the merits of the case, this petition is allowed. Petitioner-Suresh be admitted to bail on his furnishing bail bonds and surety bonds to the satisfaction of the learned trial Court.

However, it is made clear that above observations may not be construed as an expression of opinion on the merit of the case pending before learned trial Court.

October 14, 2019

rashmi

[MAHABIR SINGH SINDHU]

JUDGE

Whether speaking/reasoned

yes/no

Whether reportable?

yes/no