

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

CRM-M-808-2019

Date of Decision: 21.01.2019

Juned @ Bhaiya

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Munfaid Khan, Advocate for the petitioner.

Mr. Tanuj Sharma, AAG, Haryana.

INDERJIT SINGH, J. (Oral)

Petitioner Juned @ Bhaiya has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.549 dated 13.08.2013, registered at Police Station Nuh, District Nuh (Mewat) Haryana, under Section 307 read with Section 34 of the Indian Penal Code and Section 25 of the Arms Act, 1959.

Notice of motion has been issued.

Learned State counsel appeared and contested the instant petition.

I have heard learned counsel for the petitioner as well as learned State counsel and gone through the record.

From the record, I find that as per the prosecution version, two persons were apprehended on the spot by the police and the present peititoner has been nominated on the basis of disclosure statement of co-accused. The main accused Ummar and Arish, who were apprehended on the spot have already been acquitted by the trial Court. There is nothing on the record to prove the identity of the present petitioner that he was also

in the vehicle. He was earlier declared proclaimed offender and now, he is in custody since 08.09.2018.

The present petitioner is not required for any investigation or interrogation purposes as he is in judicial custody. The trial of the case may take long time. No useful purpose will be served by keeping him in custody till the final disposal of the case.

Keeping in view the facts and circumstances of the present case; without discussing the facts in minute detail and without expressing any opinion on the merits of the case, this criminal miscellaneous petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing personal bonds in the sum of ₹50,000/- with one surety in the like amount to the satisfaction of the trial Court/Duty Magistrate.

21.01.2019*jasmine kaur***(INDERJIT SINGH)
JUDGE**

Whether speaking/reasoned	:	Yes
Whether reportable	:	No