

CRM-M-685 of 2020

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

CRM-M-685 of 2020
Date of Decision: 31.01.2020

Vikas @ Viki

...Petitioner

Versus

State of Haryana

....Respondent

CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN

Present:- Mr. R.S. Kundu, Advocate, for the petitioner.
Mr. Chetan Sharma, AAG, Haryana.
Mr. Mazlish Khan, Advocate, for the complainant.

RAMENDRA JAIN, J. (ORAL)

Learned counsel has filed vakalatnama on behalf of the complainant on his own, though he has not been impleaded as party. Same is taken on record. Be tagged at appropriate place.

Through instant second petition under Section 439 Cr.P.C. prayer has been made for grant of regular bail to petitioner – Vikas @ Viki in a case arising from FIR No.125 dated 23.03.2018 registered under Sections 302, 364, 201, 34, 120-B IPC and Section 25 of the Arms Act, 1959 at Police Station Kharkhoda, District Sonapat.

Learned counsel for the petitioner *inter alia* contends that private witnesses have already been examined. Co-accused of the petitioner, namely, Himanshu @ Chootu has already been granted regular bail by a Co-ordinate Bench of this Court vide order dated 17.12.2019 passed in CRM-M-43863 of 2018 and Madan by this Court vide order dated

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28.01.2020 passed in CRM-M-44052 of 2019. Petitioner is in custody since 23.03.2018. Conclusion of trial may take a sufficient long time. No useful purpose would be served by detaining the petitioner in jail any more. Treating the case of the petitioner on the same parity as that of his co-accused, he may also be granted regular bail.

On the other hand, learned State counsel, assisted by learned counsel for the complainant, vehemently opposed the grant of regular bail to the petitioner.

Considering overall facts and circumstances, but without expressing any opinion on the merits of the case, the petition is allowed. Consequently, treating the case of petitioner namely, Vikas @ Viki , on the same parity as that of his aforesaid co-accused, he is ordered to be released on bail during pendency of trial, if not required in any other case, on his furnishing bail bonds and surety bonds to the satisfaction of Trial Court/Duty Magistrate concerned.

January 31, 2020
R.S.

(RAMENDRA JAIN)
JUDGE

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No