

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

CRM-M No. 1713 of 2020(O&M)

Date of decision: - 22.01.2020

Kanhiya @ Kanhi

...Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. S.K. Kaushik, Advocate for the petitioner.

Mr. Rahul Mohan, DAG, Haryana.

HARNARESH SINGH GILL, J. (ORAL)

Petitioner has filed this petition under Section 439 of Cr.P.C. for grant of regular bail in case FIR No. 15 dated 17.01.2019 registered under Sections 302, 201, 34 and 120-B IPC and Section 25-54-59 of Arms Act, 1959, at Police Station Sector-5, Gurugram, District Gurugram.

Learned counsel for the petitioner states that co-accused Kamlesh and Sweety have been granted regular bail by this Court vide orders dated 12.12.2019 and 21.01.2020. The investigation of the case has been completed, final challan has already been filed and some prosecution witnesses, including star witnesses of the prosecution have been examined out of total 34 prosecution witnesses. The petitioner has been in custody since 21.01.2019 and the trial would take long time to conclude.

This factum of custody of the petitioner has not been disputed by the learned State counsel.

I have heard the learned counsel for the parties. The petitioner has been in custody since 21.01.2019 and two co-accused have been granted regular bail, the trial will take time to conclude and no useful purpose would be served by detaining the petitioner behind the bars.

In view of the above, without commenting anything on the merits, lest it should prejudice the case of either side, the petition is allowed and the petitioner is ordered to be released on regular bail to the satisfaction of the learned trial Court/Duty Magistrate.

(HARNARESH SINGH GILL)
JUDGE

22.01.2020
Mangal Singh

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No