

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

**CRM-M No.1894 of 2020
Date of Decision : 20.02.2020**

Prem Kumar @ Pankaj

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM : HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present : Mr. P.K. Chugh, Advocate
for the Petitioner.

Mr. Manish Bansal, Deputy Advocate General, Haryana
assisted by ASI Pawan Kumar.
for the Respondent/State.

SUDIP AHLUWALIA, J. (ORAL)

The instant Petition has been filed under Section 439 of the Code of Criminal Procedure seeking Regular Bail in case FIR No.336, dated 07.11.2017, registered under Sections 302/120B/216/34 of the Indian Penal Code and Section 25 of the Arms Act, 1959, at Police Station Julana, District Jind.

2. The Petitioner, in the present case, was arrested on the strength of a Production Warrant after he was arrested in a different case FIR No.340 dated 16.11.2017 under Section 307/34 IPC and Sections 25/54/59 of the Arms Act, registered at Police Station Julana, District Jind.

3. The Petitioner has remained in detention, in the present case, since 17th November, 2017.

4. The Petitioner was not named in the FIR nor the Complainant, in his deposition as PW-2 before the Ld. Trial Court, has given any incriminating statement against the Petitioner. The only available material against the Petitioner is the Disclosure Statement of a co-accused, which *per se* is inadmissible.

5. In such circumstances, considering the long detention already undergone by the present Petitioner, namely Prem Kumar @ Pankaj, at this stage, he is ordered to be released on bail subject to the satisfaction of the Ld. Trial Court concerned.

6. Disposed off.

February 20, 2020

Dpr

(SUDIP AHLUWALIA)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No