

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

CRM-M-4895-2020

Date of decision:11.11.2020

Dharminder alias Rishu

...Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Mohan Singh Chauhan, Advocate for the petitioner.
Mr. Apoorv Garg, DAG, Haryana.
Mr. Dhruv Gupta, Advocate for the complainant.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

Through this petition, the petitioner seeks regular bail in case bearing FIR No.129 dated 07.05.2019 registered under Sections 148,149,323,302,307,324,341,506 and 212 IPC at Police Station Parao, District Ambala.

Learned counsel for the petitioner states that the only attribution to the petitioner, as recorded in his disclosure statement, is that he had given fist and kicks blows to Gaurav and Deepak and has not inflicted any injury on the person of the deceased (Mohit), nor there is any allegation in the FIR that the petitioner has attacked anyone with the knife. Moreover, the petitioner has been in custody since 17.05.2019 and that co-accused Rohit has already been granted bail by this Court vide order dated 13.10.2020, whereas co-accused Rahul has been granted such concession by additional Sessions Judge, Ambala, vide order dated 16.10.2020.

Learned State counsel, assisted by learned counsel for the complainant, while opposing the prayer for bail, states that the petitioner

alongwith his co-accused had attacked Mohit, Gaurav and Deepak with common intention to kill, in which Mohit had received fatal injuries and he later on succumbed to such injuries.

I have heard the learned counsel for the parties.

The petitioner has been in custody since 17.05.2019. Trial of the case would take time to conclude. Therefore, no useful purpose would be served by keeping 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 present petition is allowed and the petitioner is ordered to be released on bail on his furnishing bail and surety bonds to the satisfaction of the learned trial Court/Duty Magistrate.

11.11.2020

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(HARNARESH SINGH GILL)
JUDGE

Whether reasoned/speaking?

Yes/No

Whether reportable?

Yes/No