

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

(Heard through VC)

CRM No.12747 of 2020 in/and
CRM-M No.4945 of 2020(O&M)
Date of Decision: June 10, 2020

Raj Kumar

...Petitioner

Versus

State of Haryana

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

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

Mr. Apoorv Garg, DAG Haryana.

JAISHREE THAKUR, J. (Oral)

CRM-12747-2020

For the reasons mentioned in the application, the same is
allowed and the petition is preponed for hearing today.

CRM-M-4945-2020

The instant third petition has been filed under Section 439
Cr.P.C. for grant of regular bail to the petitioner in case FIR No.100 dated
08.04.2017, under Sections 148, 149, 323, 325, 294, 354, 452, 302, 506 of
Indian Penal Code, registered at Police Station Bahin, District Palwal.

Learned counsel for the petitioner contends that the petitioner
herein was taken into custody in the aforesaid FIR on 11.04.2017. It is

submitted that the petitioner has been falsely implicated in the present case. It is also contended that out of total 31 witnesses, 09 witnesses have already been examined including the complainant and two other injured and conclusion of trial will take sufficient time, therefore, the petitioner is entitled to be enlarged on bail.

Per contra, learned counsel appearing on behalf of respondent-State, opposes the grant of regular bail to the petitioner, while submitting that the offences alleged against the petitioner are serious in nature, therefore, the petitioner is not entitled to grant of regular bail.

I have heard learned counsel for the parties.

In view of the facts that the petitioner herein has been in custody since 11.04.2017 and that trial is likely to take sufficient to conclude as out of total 31 witnesses, 22 witnesses are yet to be examined, no useful purpose would be served in keeping the petitioner behind bars. At this stage, without commenting on the merits of the case, the instant petition is allowed and the petitioner is directed to be released on regular bail on execution of adequate personal bond and surety bond to the satisfaction of concerned trial Court/Duty Magistrate.

Anything observed or said by this court is only for the purpose of deciding the instant petition for grant of regular bail and the same shall have no affect on the merits of the case.

June 10, 2020
vijay saini

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No