

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Sr. No.209

CRM-M-5951-2020

Date of decision : 10.8.2020

Ankush @ Dev

..... Petitioner

VERSUS

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. Shiv Kumar, Advocate, for the petitioner.

Mr. Munish Sharma, AAG, Haryana.

SUDHIR MITTAL, J. (Oral)

The petitioner seeks regular bail in case FIR No.553 dated 21.9.2019, registered at Police Station City Ballabgarh, District Faridabad, under Sections 148, 149, 323, 379-B and 506 IPC (Section 325 IPC added later on vide order dated 8.7.2020) and Section 25 of the Arms Act, 1959.

Learned counsel for the petitioner submits that the petitioner is a student and he has been in custody since 26.9.2019. The trial is not likely to be concluded at an early date as only 03 PWs, out of a total of 11 PWs have been examined, till date. Charge under Section 379-B, IPC has been framed, but there is no specific allegation in that regard against the petitioner. Co-accused, namely, Deepak @ Tota, who is similarly situated, has been granted regular bail by the trial Court vide order dated 25.5.2020. Thus, the petitioner may also be granted similar concession.

Learned State counsel does not dispute the fact that the trial is not likely to be concluded at an early date as well as the fact that similarly situated co-accused, namely, Deepak @ Tota has been granted regular bail by the trial Court. He also does not dispute that apart from the present case, there is no other criminal case registered/pending against the petitioner.

Thus, in view of the fact that the trial is not likely to be concluded at an early date and that the petitioner has undergone custody of almost 11 months, I deem it appropriate to allow this petition. Accordingly, the petition is allowed and petitioner is ordered to be released on bail on his furnishing bail and surety bonds to the satisfaction of the trial Court/Duty Magistrate, concerned.

(SUDHIR MITTAL)
JUDGE

10.8.2020
Ramandeep Singh

Whether speaking / reasoned
Whether Reportable

Yes / No
Yes/ No