

**CRM-M-9037-2020 and
CRM-M-9925-2020**

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

Date of Decision:06.03.2020

1. CRM-M-9037-2020

Akash

... Petitioner

Versus

State of Haryana

... Respondent

AND

2. CRM-M-9925-2020

Tarun Raghav

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. S.S.Mor, Advocate,
for the petitioner in CRM-M-9037-2020.

Mr. Sarfraj Hussain, Advocate,
for the petitioner in CRM-M-9925-2020.

Mr. Ramesh Kumar Ambavta, AAG, Haryana.

HARNARESH SINGH GILL, J. (Oral)

This order of mine shall dispose of CRM-M-9037-2020, filed by petitioner-Akash and CRM-M-9925-2020, filed by petitioner-Tarun Raghav, under Section 439 Cr.P.C., for grant of regular bail in case FIR No.531 dated 28.09.2018, registered at Police Station Sector 9-A, Gurugram, under Sections 364 and 34 IPC (Sections 148, 149, 201, 302 and

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120-B IPC added later on, however, Section 34 IPC deleted subsequently).

Learned counsel for the petitioners contend that the petitioners are not named in the FIR. Complainant-Billu Ram, father of deceased-Rohit, while appearing into the witness-box as PW 3, has also not again named the petitioners. The alleged main accused, Manish has also been granted bail by the trial Court.

Per contra, the learned State counsel, on instructions from SI Manvinder Singh, opposes the prayers made in the petitions and states that recovery of motor-cycle has been effected from petitioner-Akash and a *danda* from petitioner-Tarun Raghav. He also states that out of 44 prosecution witnesses, only 07 witnesses have been examined.

I have heard learned counsel for the parties.

Petitioners have been in custody since 29.09.2018. The trial of the case would take time to conclude. Moreover, co-accused, Manish has already been granted bail by the trial Court. Therefore, no useful purpose would be served by keeping the petitioners behind the bars.

In view of the above, without commenting anything on the merits, lest it should prejudice the case of either side, both the petitions are allowed and the petitioners are ordered to be released on bail on their furnishing bail and surety bonds to the satisfaction of the learned trial Court/Duty Magistrate.

06.03.2020
parveen kumar

(HARNARESH SINGH GILL)
JUDGE

Note:	Whether speaking/reasoned	:	Yes/No
	Whether reportable	:	Yes/No