

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

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CRM-M No.9603 of 2020.

DATE OF DECISION: 12.03.2020

Amit son of Jagbir

...Petitioner

Vs.

State of Haryana

...Respondent

CORAM:- HON'BLE MR. JUSTICE LALIT BATRA

Present: Mr. Aditya Sanghi, Advocate for the petitioner.

Mr. Arun Beniwal, Deputy Advocate General, Haryana.

Lalit Batra, J.(Oral)

Present petition under Section 439 Cr.P.C is for grant of regular bail to petitioner-Amit son of Jagbir, in case F.I.R. No.119 dated 18.04.2018 under Sections 114, 120-B and 302 IPC read with Section 34 IPC and Section 25 of Arms Act, registered at Police Station Rewari City, District Rewari.

Learned counsel for the petitioner *inter alia* contends that petitioner has no nexus whatsoever with the alleged offence. He further submits that petitioner is languishing in custody since 16.05.2019 and he is no more required by the Police for any investigation purpose. He further urges that after completion of investigation, challan has already been presented in the Court and trial has commenced. He further submits that as per prosecution version, petitioner was not even present at the site where alleged occurrence took place. He further submits that petitioner has been roped in merely on the disclosure statement of co-accused having helped him in procuring fire-arm from some unknown person. He further submits that no recovery of any incriminating article or weapon of offence has been effected at the instance of petitioner. He further submits that in view of

attributed to petitioner, has no footing to stand. He further submits that co-accused namely Amit, Narbir alias Kalu, Dharampal and Parveen alias Lakha Kumar have already been released on bail by this Court, vide orders dated 21.11.2018, 05.07.2019, 04.09.2019 and 28.02.2020 respectively. He further submits that since trial of the case would take sufficient time to conclude, no useful purpose would be served by keeping the petitioner in custody further and he may be released on bail.

On the other hand, learned State counsel while opposing instant petition has vehemently argued that keeping in view seriousness of offence, petitioner does not deserve the concession of bail.

I have heard learned counsel for the parties.

At this stage, without commenting anything on the merits of the case lest it may prejudice the outcome of the trial but taking into consideration the fact that petitioner is languishing in custody since 16.05.2019; that he is no more required by the Investigating Agency for investigation purpose and since trial of the case would take sufficient time to conclude, no useful purpose would be served by detaining the petitioner in custody further, thus, he deserves the concession of bail.

In view of above, instant petition for grant of regular bail moved by petitioner-**Amit son of Jagbir** is allowed and he is ordered to be released on bail on his furnishing personal/surety bonds to the satisfaction of Trial Court/Chief Judicial Magistrate/Duty Magistrate, Rewari, as the case may be.

(LALIT BATRA)
JUDGE

12.03.2020

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Whether speaking/ reasoned	:	Yes/ No
Whether Reportable	:	Yes/ No