

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

CRM-M-10480-2020 (O&M)

Date of Decision: 04.08.2020

Sumit Kumar

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present:- Mr. K.D. S. Hooda, Advocate for the petitioner.

Mr. Saurabh Mohunta, DAG, Haryana.

TEJINDER SINGH DHINDSA J.(Oral)

This case has been taken up through Video Conferencing via Webex facility in the light of Pandemic Covid-19 situation and as per instructions.

Petitioner seeks benefit of regular bail in FIR No.275 dated 10.06.2017 under Sections 147, 148, 149, 323, 324, 325, 302 and 506 IPC registered at police station Sadar Dadri, District Charkhi Dadri.

Counsel for the parties have been heard.

FIR came to be registered on the statement of Arun in relation to an occurrence that took place on 10.06.2017. Deceased is Jagat Narain. There are specific allegations against co-accused Tek Ram (non-applicant) of having inflicted an axe blow on the head of the deceased. Insofar as the present petitioner is concerned, he is stated to have given blows with a jaily on the person of certain witnesses to the occurrence. Similar allegations are against co-accused Sujit.

Petitioner was arrested on 15.06.2017.

Learned State counsel informs the court that out of 34 prosecution witnesses 10 have been examined including two material eye-witnesses.

It has gone uncontroverted that co-accused Sujit and who would be construed on the same pedestal, as the present petitioner, has been granted benefit of bail vide order dated 03.02.2020 in CRM-M-18400 of 2019 (Annexure P-2).

In view of the above, coupled with length of incarceration already suffered and without making any observation on merits, petitioner is held entitled to the benefit of bail.

Petitioner be enlarged on bail subject to his furnishing bail bonds/surety bonds to the satisfaction of the Trial Court/Duty Magistrate, Charkhi Dadri.

Disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

August 04, 2020

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