

CRM-M-10876-2020

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

CRM-M-10876-2020
Date of Decision:20.05.2020

Mohd. Sameed Anshari

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. Dharamvir Sharma, Advocate,
for the petitioner.

HARNARESH SINGH GILL, J.(Oral)

Case is being taken up for hearing through video conferencing.

Through this petition, the petitioner seeks regular bail in case
FIR No.166 dated 18.06.2019, registered at Police Station Sector 37
Gurugram, District Gurugram, under Section 302 IPC.

Learned counsel for the petitioner points out that complainant-
Gurdeep Singh Tuli and Sunil Kumar (alleged eye-witness) while appearing
into the witness-box as PW 2 and PW 4, respectively, have not supported
the prosecution version and resiled from their earlier statements. The
statements got recorded by them before the trial Court have been placed on
record as Annexures P-3 and P-4, respectively. He further points out that
PW Tilak has also stepped into the witness-box and has also resiled from his
earlier statement.

Notice of motion.

On the asking of this Court, Mr. Anant Kataria, AAG, Haryana,

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accepts notice on behalf of the respondent-State. However, he does not dispute the aforesaid factual position as stated by the learned counsel for the petitioner.

I have heard the learned counsel for the petitioner as well as the learned State counsel and have gone through the record.

Charges have already been framed. The petitioner has been in custody since 26.06.2019. The trial of the case would take time to conclude. Therefore, no useful purpose would be served by keeping the petitioner behind the bars.

Without commenting anything on the merits of the case, the present petition is allowed and the petitioner is ordered to be released on bail on his furnishing bail and surety bonds to the satisfaction of the learned trial Court/Duty Magistrate.

20.05.2020

parveen kumar

(HARNARESH SINGH GILL)
JUDGE

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