

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

**CRM-M-11373-2020
Date of decision: 11.11.2020**

Shahabuddin

...Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Munfaid Khan, Advocate
for the petitioner.

Mr. Manish Dadwal, AAG, Haryana.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

The prayer in the present petition is for grant of regular bail in case FIR No. 280 dated 22.06.2019 under Sections 279, 336 of IPC (120-B IPC added later on) and Section 13(1) of The Haryana Gaurav Sanrakshan and Gausamvardhan Act, 2015 registered at Police Station Bilsaspur, District Gurugram.

Learned counsel for the petitioner states that the only allegation against the petitioner is that he is the owner of the canter on the basis of a power of attorney. Moreover, his name was not mentioned in the FIR. Counsel for the petitioner further states that the petitioner has been in custody for last more than 9 months and that co-accused- Sujat @ Shahjad has already been granted the concession of regular bail by a Co-ordinate Bench of this Court vide order dated 09.01.2020.

Learned State counsel has not disputed the factum of the petitioner being the power of attorney holder of the canter and the fact of his

not being named in the FIR. Further, learned State counsel states that out of 15 witness, only 5 witnesses have been examined till now. There is no other case registered or pending against the petitioner.

I have heard learned counsel for the parties.

The petitioner has been in custody since 21.01.2020. Trial of the case would take time to conclude. Therefore, no useful purpose would be served by keeping the petitioner behind the bars. Moreover, co-accused of the petitioner has already been granted regular bail by the Co-ordinate Bench of this Court on 09.01.2020.

In view of the above, without commenting anything on the merits, lest it should prejudice the case of either side, the present petition is allowed and the petitioner is ordered to be released on bail on his furnishing bail and surety bond to the satisfaction of the learned trial Court/ Duty Magistrate.

(HARNARESH SINGH GILL)
JUDGE

11.11.2020

Mehak

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No