

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

**CRM- M No. 23386 of 2019 (O&M)
Date of decision: - 17.01.2020**

Jagpreet

...Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Jagjeet Beniwal, Advocate for the petitioner.

Mr. Ramesh Kumar Ambavta, AAG, Haryana.

Mr. Sumit Sangwan, Advocate for the complainant.

HARNARESH SINGH GILL, J. (ORAL)

The petitioner has filed this petition under Section 439 of Cr.P.C. for grant of regular bail in case FIR No. 130 dated 14.04.2018 registered under Sections 302, 307, 379-B, 395, 396 and 397 IPC read with Section 149 IPC (45 of 1860) and Section 25 of the Arms Act, 1959 at Police Station Badhra, District Charkhi Dadri.

Learned counsel for the petitioner states that in the present case the complainant is Sanjay Kumar and deceased is Anil Sarpanch. As per the FIR, gun shot is attributed to Parvinder @ Lila and the accused were arrested on the spot itself. On the same day i.e. 14.04.2018, the disclosure statement of accused Parvinder @ Lila was recorded and he attributed specific role to Satish, Raghbir and the petitioner. Thereafter, another disclosure statement of the same accused was recorded on 18.04.2018 and the same role was

attributed to Hariom @Tabbu, Bhupinder and Satish. He further states that the petitioner has been juvenile and is in custody since 19.04.2018. The trial will take time to conclude and no useful purpose would be served by detaining the petitioner behind the bars.

On instructions from ASI Suresh Kumar, learned State counsel has brought to the notice of this Court that out of 33 prosecution witnesses, only 3 witnesses have been examined so far.

I have heard the learned counsel for the parties.

The petitioner has been in custody since 19.04.2018. The trial will take time to conclude and therefore, no useful purpose would be served by detaining the petitioner behind the bars.

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

(HARNARESH SINGH GILL)
JUDGE

17.01.2020

Mangal Singh

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No