

**210-2 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CRM-M No.31946 of 2019
DATE OF DECISION:07.02.2020**

Vinod @ Binnu

...Petitioner

Vs.

State of Haryana

...Respondent

CORAM:- HON'BLE MR.JUSTICE LALIT BATRA

Present: Mr. Madan Sandhu, Advocate for
Mr. Ajay Shekhawat, 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-**Vinod @ Binnu** in case F.I.R. No.156 dated 26.02.2019 under Sections 307, 323, 341 and 506 IPC read with Section 34 IPC and Sections 25 and 27 of Arms Act, 1959, registered at Police Station Bhiwani Bhiwani City, District Bhiwani.

Learned counsel for the petitioner *inter alia* contends that petitioner is in custody since 01.03.2019 and he is no more required by the Police for any investigation purpose. He further submits that after completion of investigation, challan has been presented in the Court and trial has already commenced. He further submits that PW-2-Rajan (complainant/injured) during the course of his examination in the Court has altogether denied the involvement of petitioner in the cause of alleged occurrence. He further submits that co-accused Vikram @ Vicky has

already been released on bail, vide order dated 24.05.2019 passed by this Court. He further urges 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 in custody since 01.03.2019; that challan has been presented against the petitioner in the Court; that trial has already commenced; that since trial of the case would take sufficient time to conclude, no useful purpose would be served by detaining the petitioner in custody further and, thus, petitioner deserves the concession of bail.

In view of above, instant petition for grant of regular bail moved by petitioner-**Vinod @ Binnu** 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, Bhiwani, as the case may be.

(LALIT BATRA)
JUDGE

07.02.2020
rimpal

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