

209 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.36010 of 2019
DATE OF DECISION:09.01.2020

Sujat @ Shahjad

...Petitioner

Vs.

State of Haryana

...Respondent

CORAM:- HON'BLE MR.JUSTICE LALIT BATRA

Present: Mr. Ravinder Rana, Advocate
for the petitioner.

Mr. Arun Beniwal, DAG, Haryana.

LALIT BATRA, J. (Oral)

Present petition under Section 439 Cr.P.C is for grant of regular bail to petitioner-**Sujat @ Shahjad** in case F.I.R. No.280 dated 22.06.2019 under Sections 279 and 336 IPC and Section 13(1) of Haryana Gauvansh and Gau Sanrakshan Act, registered at Police Station Bilaspur, District Gurugram.

Learned counsel for the petitioner *inter alia* contends that the petitioner is in custody since 22.06.2019 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 statement of complainant has already been recorded by the trial 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 (accused) 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 22.06.2019; 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, he deserves the concession of bail.

In view of above, instant petition for grant of regular bail moved by petitioner-**Sujat @ Shahjad** 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, Gurugram, as the case may be.

(LALIT BATRA)
JUDGE

09.01.2020

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Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No