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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.54767 of 2019(O&M)
DATE OF DECISION:06.03.2020

Aasif @ Aashik

...Petitioner

Vs.

State of Haryana

...Respondent

CORAM:- HON'BLE MR.JUSTICE LALIT BATRA

Present: Mr. Saleem Ahmed, 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-**Aasif @ Aashik** in case F.I.R. No.280 dated 21.07.2017 under Sections 398 and 401 IPC and Section 25 of Arms Act registered at Police Station Hathin, District Palwal.

Learned counsel for the petitioner *inter alia* contends that in the instant case FIR, petitioner was arrested on 21.07.2017 and he was granted regular bail, vide order dated 06.10.2017 passed by Additional Sessions Judge, Palwal. He further submits that petitioner used to appear before trial Court regularly but on account of default made at his instance on 26.02.2019, his appearance was ordered to be secured through warrant of arrest. He further submits that petitioner had surrendered before the trial Court on his own on 27.08.2019 and as such he is languishing in custody since then. He further submits 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 27.08.2019 and trial of the case would take sufficient time to conclude, no useful purpose would be served by detaining the petitioner in custody further, thus, he deserves the concession of bail.

In view of above, instant petition for grant of regular bail moved by petitioner -**Aasif @ Aashik** 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, Palwal, as the case may be.

(LALIT BATRA)
JUDGE

06.03.2020
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Whether speaking/reasoned: Yes/No
Whether reportable: Yes/No