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

CRM-M-3471-2021 (O&M)

Date of Decision: 08.04.2021

Atul Kaushik

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. J.S. Bedi, Senior Advocate assisted by
Mr. Sunil Sihag, Advocate,
for the petitioner.

Mr. Anmol Malik, DAG, Haryana.

SUDIP AHLUWALIA, J. (ORAL)

CRM-10887-2021

Applicant/petitioner is permitted to place on record the order granting bail to one of the co-accused, namely, Roshni Devi as Annexure P-8, subject to all just exceptions.

Application stands disposed off.

CRM-M-3471-2021

This is a petition for regular bail filed on behalf of the petitioner under Section 439 Cr.P.C., in case FIR No.417 dated 27.06.2019, under Sections 302, 303, 212, 201, 120-B & 34 of the IPC and Sections 25, 54 and 59 of the Arms Act, registered at Police Station Sector-7, Faridabad.

[2]. Heard.

[3]. The petitioner has remained in detention in the present case for almost 1 year and 9 months, since 13.07.2019. Admittedly, he was not named in the FIR. He has been implicated on the basis of disclosure

statement at the instance of one co-accused, namely, Sunil @ Monu.

[4]. Apart from such disclosure statement of the said co-accused, there is no other tangible incriminating material against the present petitioner.

[5]. Several other co-accused persons, namely, Pardeep Singh (in CRM-M-23911-2020 on 19.11.2020), Deepak @ Manjesh (in CRM-M-40802-2020 on 15.12.2020), Dharamjit @ Kala (in CRM-M-20622-2020 on 24.09.2020), Naveen @ Lamba (in CRM-M-33066-2020 on 30.10.2020) have already been separately granted regular bail by this Court.

[6]. After completion of investigation, Challan against the petitioner has already been submitted. The trial is yet to commence and the Charges are yet to be framed. As many as 71 witnesses have been cited from the prosecution side which would, therefore, indicate that the trial is likely to take its own time for completion.

[7]. In these circumstances, without commenting any further on the merits of the present case as a whole, but in view of the detention undergone by the petitioner and the sketchy nature of incriminating material which has come-forth against the petitioner, his prayer for regular bail is allowed and he is ordered to be released on bail subject to appropriate terms and conditions to the satisfaction of the Ld. Trial Court/Duty Magistrate, concerned.

[8]. Disposed off.

08.04.2021

Bhumika

**(SUDIP AHLUWALIA)
JUDGE**

1. Whether speaking/reasoned: Yes/No
2. Whether reportable: Yes/No