

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

227

**CRM-M-6793-2021
Decided on : 25.08.2021**

Dinesh

... Petitioner(s)

Versus

State of Haryana

... Respondent(s)

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

(Through Video Conferencing)

PRESENT: Mr. S.N. Pillania, Advocate, for the petitioner(s).

Mr. Gagandeep Singh Chinna, AAG, Haryana
assisted by ASI Surender Singh.

MANJARI NEHRU KAUL, J. (Oral)

The instant petition has been filed under Section 439 Cr.P.C. for grant of bail to the petitioner in case FIR No. 311, dated 26.08.2020, under Section 346 of IPC (Sections 366, 506 of IPC added later on), registered at Police Station Jind Sadar, District Jind.

Learned counsel for the petitioner submits that the petitioner has been in custody since 29th August, 2020, in a case of false implication. Learned counsel for the petitioner further submits that the false implication of the petitioner in the case in hand is evident from the fact that all the material witnesses including the victim did not support the case of the prosecution, as a result of which, all the material witnesses were declared hostile. Learned counsel therefore prays for grant of concession of bail to the petitioner.

Per contra, learned State counsel while opposing the prayer and submissions made by learned counsel for the petitioner, on instructions from ASI Surender Singh, has not been able to controvert the factum of all

the material witnesses having been declared hostile on account of not supporting the case of prosecution.

Heard.

In view of the submissions made by learned counsel for the parties and keeping in view the fact that petitioner has been in custody since 29th August, 2020, I deem it a fit case for grant of the concession of regular bail to the petitioner. The petition as such is allowed and the petitioner is admitted to bail to the satisfaction of trial Court/Duty Magistrate. However, it is made clear that anything observed hereinabove shall not be construed to be an expression of opinion on the merits of the case.

(MANJARI NEHRU KAUL)
JUDGE

August 25, 2021

J.Ram

Whether speaking/reasoned: *Yes/No*

Whether Reportable: *Yes/No*