

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

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**CRM-M No. 17185 of 2021
Date of decision :23.08.2021**

Dilshad

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. Ankur Lal, Advocate for the petitioner.
Mr. Ashok Singh Chaudhary, Addl. A.G. Haryana.

HARNARESH SINGH GILL, J.

Case is taken up for hearing through video conferencing.

Prayer in this petition is for grant of regular bail in case FIR No. 48 dated 15.04.2019 registered under Sections 302, 201, 34 and 120-B IPC and Sections 25, 54 and 59 of Arms Act at Police Station Bhupani, District Faridabad, Haryana.

Learned counsel for the petitioner submits that it is a blind murder case and there is no assertion regarding the last scene; that complainant, namely, Yogesh while stepping into the witness box as PW-5, did not support the prosecution case and was declared as hostile on 06.01.2020 and that another material witnesses, namely, Shiv Singh and Prem Lal, have been given up by the State.

Status report by way of affidavit dated 04.08.2021 of the Assistant Commissioner of Police, Central Faridabad, Haryana, filed on behalf of respondent-State in the Registry, is taken on record.

On the other hand, while opposing the prayer for grant of regular bail to the petitioner, learned State counsel has not disputed the fact that complainant Yogesh has turned hostile and witnesses, namely, Shiv Singh and Prem Lal, have been given up by the State.

I have heard the learned counsel for the parties.

The petitioner has been in custody since 16.04.2019. Trial of the case would take time to conclude. Therefore, no useful purpose would be served by keeping the petitioner behind the bars.

In view of the above, without commenting anything on the merits, lest it should prejudice the case of either side, the present petition is allowed and the petitioner is ordered to be released on bail on his furnishing bail and surety bonds to the satisfaction of the learned trial Court/Duty Magistrate.

23.08.2021

Rajeev (rvs)

(HARNARESH SINGH GILL)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No