

Satender

`.....Petitioner

Vs.

State of Haryana

....Respondent

CORAM : HON'BLE MR.JUSTICE AMOL RATTAN SINGH

Present: Mr. Satyawan Singh Nain, Advocate
for the petitioner.

Mr. Munish Sharma, AAG, Haryana.

AMOL RATTAN SINGH, J. (Oral)

By this petition, the petitioner seeks the concession of 'regular bail' under the provisions of Section 439 Cr.P.C., upon FIR No.41, dated 01.02.2021, having been registered at Police Station Rai, District Sonapat, alleging therein the commission of offences punishable under the provisions of Sections 379-B/34 of the IPC.

Learned counsel for the petitioner submits that though in the FIR it is stated that the complainant was beaten up by the petitioner and his co-accused, in fact no injuries were received by him, which is also obvious from the fact that the only offence that the accused are alleged to have committed is one punishable under Section 379-B of the IPC read with Section 34 thereof.

He further submits that the petitioner has now been custody for the past 9 months with no prosecution witness out of 10 having been examined so far.

Upon query to learned State counsel he does not deny the stage of the trial, and upon further query also does not deny that, as per his instructions, there is no other criminal case registered against the petitioner.

That being so, without making any comment on the actual merits of the case, the petition is allowed and the petitioner is ordered to be admitted to bail, upon him furnishing adequate bail and surety bonds to the satisfaction of the trial court/CJM/Duty Magistrate concerned.

November 09, 2021

dharamvir

**(AMOL RATTAN SINGH)
JUDGE**

Whether speaking/reasoned : YES

Whether Reportable : NO