

CRM-M-36676-2021

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

CRM-M-36676-2021.
Date of Decision:-09.09.2021.

Jahir @ Titi

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Khalid, Advocate for the petitioner.

Mr. Manish Dadwal, AAG, Haryana.

VIKAS BAHL, J. (Oral)

This is a petition under Section 439 of Cr.P.C. with a prayer for grant of regular bail to the petitioner in FIR No.60 dated 07.02.2020 under Sections 13 (1), 13 (3) of Haryana Gaurvansh Sanrakshan, registered at Police Station Sadar Nuh, District Nuh.

Learned counsel for the petitioner has submitted that even as per the prosecution version, the petitioner was not caught at the spot and the place from where the alleged recovery was made was not owned by him. It is further submitted that the petitioner is a handicapped person and he has, in fact, surrendered on 31.07.2021 and since then he is in custody and there is no other case against him.

Learned State counsel, on instructions from ASI Kalyan Singh, on the other hand, has opposed the present application but, however, could

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not dispute the above factual assertions made by the learned counsel for the petitioner.

This Court has heard the learned counsel for the parties.

Without commenting on the merits of the case and keeping in view the above said facts and circumstances and moreso, the fact that there is no other case against the petitioner and the trial of the case is likely to take a long time, this Court deems it appropriate to allow the present petition and order for release of the petitioner.

Accordingly, the petition is allowed and the petitioner is directed to be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of the concerned trial Court/Duty Magistrate.

Nothing stated above shall be construed as an expression of opinion on the merits of the case.

(VIKAS BAHL)
JUDGE

September 09, 2021.

sandeep

Whether speaking/reasoned:-

Yes/No

Whether Reportable:-

Yes/No