

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

119+214

**CRM-M-33612-2020 (O&M)
Decided on:16.02.2021**

RINKU

.... Petitioner

Versus

STATE OF HARYANA

..... Respondent

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present: Mr. Mazlish Khan, Advocate
for the petitioner.

Mr. Gurbir Singh Dhillon, AAG, Haryana.

JAISHREE THAKUR, J. (ORAL)

CRM-2634 of 2021

This application is for placing on record Annexures P-2 to P-4.

Application is allowed as prayed for.

Annexures P-2 to P-4 annexed with the application are taken on record.

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This is a petition that has been filed for grant of regular bail in case FIR No.14 dated 11.01.2019 under Sections 201 and 302 IPC read with Section 34 IPC and Section 3 of Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989, registered at Police Station City Kharkhoda, District Sonipat (Haryana).

Counsel for the petitioner *inter alia* would contend that

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:2:

petitioner has been in custody since 12.01.2019. It is further argued that in fact, the material witnesses have been examined, who have not supported the case of the prosecution and therefore, he prays for grant of regular bail.

Counsel for the respondent-State would argue that the petitioner herein has rightly been nominated as an accused, however, he is not in a position to controvert the fact that the statement of the material witnesses have been recorded and they have not supported the prosecution story.

I have heard learned counsel for the parties. Since material witnesses examined have not supported the case of the prosecution, no useful purpose would be served in keeping the petitioner behind bars. The instant petition is allowed and the petitioner is directed to be released on regular bail on execution of adequate personal/ surety bond to the satisfaction of concerned trial Court/Duty Magistrate. However, any observation made herein shall not be construed to be an expression on merits of the case.

16.02.2021
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(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No