

CRM-M-40334-2021

Date of Decision: 01.12.2021

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.....Petitioner

Vs.

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr. Satish Chaudhary, Advocate,
for the petitioner.

Mr. Munish Sharma, A.A.G., Haryana.

AMOL RATTAN SINGH, J. (ORAL)

Case heard via video conferencing.

This petition has been filed under the provisions of Section 439 of the Cr.P.C., for grant of 'regular bail' to the petitioner in case FIR No. 423, dated 18.09.2020, registered at Police Station City, District Jind, for the alleged commission of offences punishable under the provisions of Sections 406/420/506 of the IPC.

Learned counsel for the petitioner seeks parity with his co-accused Irshad, who was admitted to bail by this court on 16.11.2021, with that order passed in CRM-M-37678-2021, essentially on the ground that he had been in custody for more than 04 months, with it being a magisterial trial where the '*challan*' has already been submitted to the court.

Learned counsel for the petitioner submits that the petitioner has been in custody for the past 05 months with his case not being different to that of Irshad.

Though learned State counsel otherwise opposes the petitioner being admitted to bail, however, as regards parity with his co-accused Irshad, he could not deny the same even on the basis of the FIR itself.

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

December 01, 2021
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(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes
No.