

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

108

CRM-M-37348-2019 (O&M)

Date of Decision: 20.12.2021

Inderpreet Singh @ Parry

....Petitioner

Versus

State of Haryana

....Respondent

CORAM: HON'BLE MR. JUSTICE LALIT BATRA

Present: Mr. Karan Vir Nanda, Advocate for petitioner.

Mr. Anmol Malik, Deputy Advocate General, Haryana.

Lalit Batra, J.(Oral)

Present petition under Section 439 Cr.P.C has been moved by petitioner-**Inderpreet Singh @ Parry** for grant of regular bail in case FIR No.231 dated 17.06.2017 under Sections 120-B, 224, 225, 307, 332 and 353 IPC read with Section 34 IPC and Section 25 of Arms Act, registered at Police Station Sector-5, District Panchkula.

Learned counsel for the petitioner *inter alia* contends that version, as alleged in the FIR, is totally concocted one and there is no iota of truth therein. He further submits that allegedly on 17.06.2017 police security was deputed to take co-accused namely Deepak @ Toni and Bholu from Central Jail, Ambala to Government Hospital, Sector – 6, Panchkula for providing them necessary medical treatment and allegedly while they were in hospital, three persons sprayed poisonous substance in the eyes of police party and got released co-accused Deepak @ Toni from the police and despite the efforts made by the police, said Deepak @ Toni managed to

flee from custody. He further submits that allegedly when aforesaid Deepak

@ Toni and his companions were fleeing away they were chased by the police, meanwhile Deepak @ Toni fired at the police party with intention to kill them. He further submits that petitioner was not named in the FIR and for the first time name of petitioner surfaced in the array of accused in view of disclosure statements rendered by co-accused namely Mandeep Singh @ Chottu, Joginder @ Joga and Satbir Singh. He further submits that initially the names of co-accused namely Sampat Nehra, Deepak Pundir and Shubhamvir @ Mantri surfaced in the array of accused. He further submits that though firing on the police party is attributed to co-accused namely Deepak @ Toni and Sampat Nehra, however, nobody was injured in the said alleged firing. He further submits that co-accused namely Joginder @ Joga, Satbir Singh and Mandeep Singh @ Chottu have already been admitted to bail by this Court, vide orders dated 10.07.2019, 04.10.2019 and 14.09.2021 passed in CRM-M-27995-2019, CRM-M-36383-2019 and CRM-M-44126-2020 respectively. He further submits that petitioner is languishing in custody since 29.07.2017 and he is no more required by the Police for any investigation purpose as after completion of investigation, final report under Section 173 Cr.P.C. (*Challan*) has already been presented in Court and trial has commenced. He further urges that since trial of the case would take sufficient time to conclude, no useful purpose would be served by keeping the petitioner in custody further and he may be released on bail.

On the other hand, learned State counsel while opposing instant petition has vehemently argued that keeping in view seriousness of offence, petitioner does not deserve the concession of bail.

I have heard learned counsel for the parties and have carefully gone through the contents of petition.

At this stage, without commenting anything on the merits of the case lest it may prejudice the outcome of the trial but taking into consideration the fact that petitioner is in custody since 29.07.2017; that petitioner is no more required by the Investigating Agency for investigation purpose; that *Challan* has already been presented in Court and since trial of the case would take sufficient time to conclude, no useful purpose would be served by detaining the petitioner in custody further, thus, he deserves the concession of bail.

In view of above, instant petition for grant of regular bail moved by petitioner-**Inderpreet Singh @ Parry** is allowed and he is ordered to be released on bail on his furnishing personal/surety bonds to the satisfaction of Trial Court/ Chief Judicial Magistrate/Duty Magistrate, Panchkula, as the case may be.

(LALIT BATRA)
JUDGE

20.12.2021

Varinder Prashad

Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No