

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

228

CRM-M-2931-2022

Date of Decision : **May 11, 2022**

JITENDER ALIAS KALA

.....Petitioner

VERSUS

STATE OF HARYANA

.....Respondent

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

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

Mr. Ranvir Singh Arya, Addl. Advocate General, Haryana.

JASGURPREET SINGH PURI. J. (Oral)

The present petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No.357 dated 14.10.2021 under Sections 379-A/511/34 IPC, registered at Police Station Sadar, Fatehabad.

The learned counsel for the petitioner has submitted that the petitioner is in custody from 23.10.2021 and infact all the material witnesses including the complainant have been examined. He has, therefore, prayed for the grant of regular bail.

On the other hand, the learned State counsel has submitted that it is correct that the petitioner is in custody from 23.10.2021 and all the material witnesses including the complainant have been examined. He has submitted that there are two other cases pending against the petitioner pertaining to Section 323 IPC.

The learned counsel for the petitioner has submitted that so far as the pendency of the aforesaid two cases, the petitioner is already on bail in those cases.

I have heard the learned counsels for the parties.

The petitioner is in custody from 23.10.2021. As per the learned counsel for the parties, all the material witnesses including the complainant have been examined. The pendency of two other cases against the petitioner pertaining to Section 323 IPC cannot dis-entitle him for the grant of regular bail in the present case. Furthermore, it is not the case of the State that in case the petitioner is released on bail then he may influence any witness or may tamper with any evidence or may flee from justice.

Therefore, considering the aforesaid facts and circumstances of the present case, this Court deems it fit and proper to grant bail to the petitioner.

Consequently, the petition is allowed. The petitioner is ordered to be released on bail on furnishing of bail bonds and surety bonds to the satisfaction of concerned Chief Judicial Magistrate/trial Court/Duty Magistrate.

However, anything observed here-in-above shall have no effect on the merits of the case and is meant for deciding the present petition only.

(JASGURPREET SINGH PURI)
JUDGE

May 11, 2022
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Whether speaking/reasoned.	:	Yes/No
Whether Reportable.	:	Yes/No