

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

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CRM-M-4552-2022

Date of Decision : **February 10, 2022**

RAHUL

.....Petitioner

VERSUS

STATE OF HARYANA

.....Respondent

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Through Video Conferencing

Present : Mr. Navneet Singh, 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.420 dated 6.9.2020 under Section 346 IPC (subsequently added Sections 302, 364, 365, 201, 120B and 34 IPC) registered at Police Station Kundli, District Sonipat.

It has been submitted by the learned counsel for the petitioner that the petitioner is in custody from 2.10.2020 and the police has already completed the investigation and challan has been presented before the competent Court. He submitted that thereafter five witnesses including the complainant have since been examined and they have turned hostile. He further submitted that the petitioner has clean antecedents and is not involved in any other case. He submitted that similarly situated co-accused have been granted regular bail by this Court vide Annexures P-5, P-6, P-7 and P-8.

On the other hand, Mr. Arya, learned Addl. Advocate General, Haryana has submitted that it is correct that the petitioner is in custody from 2.10.2020 and the similarly situated co-accused have been granted regular bail. He submitted on instructions from SI Shamsheer Singh that the material witnesses have turned hostile in the present case and the petitioner is not involved in any other case.

I have heard the learned counsels for the parties.

The petitioner is in custody from 2.10.2020 and as per the learned counsel for the parties, the material witnesses have turned hostile including the complainant. The petitioner is not involved in any other case and the other similarly situated co-accused have been granted regular bail by this Court. The trial of the case may take a long time and, therefore, this Court is of the view that the petitioner shall also be entitled for the grant of regular bail.

Consequently, the present 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.

February 10, 2022
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(JASGURPREET SINGH PURI)
JUDGE

Whether speaking/reasoned.	:	Yes/No
Whether Reportable.	:	Yes/No