

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

205

CRM-M-10027-2022 (O&M)

Date of Decision: 21.04.2022

Manjeet @ Romio

....Petitioner

Versus

State of Haryana

....Respondent

CORAM: HON'BLE MR. JUSTICE LALIT BATRA

Present: Mr. Sandeep Lather, Advocate for petitioner.

Mr. Deepak Bhardwaj, Deputy Advocate General, Haryana.

Lalit Batra, J.(Oral)

CRM-12542-2022

This is an application under Section 482 Cr.P.C. for placing on record documents Annexures P/6 and P/7.

Documents (Annexures P/6 and P/7) are taken on record, subject to all just exceptions.

CRM is allowed.

Main Case

Present second petition under Section 439 Cr.P.C has been moved by petitioner-**Manjeet @ Romio** for grant of regular bail in case FIR No.17 dated 16.01.2019 under Sections 120-B and 307 IPC read with Section 34 IPC and Section 25 of Arms Act, registered at Police Station Badshahpur, District Gurugram.

Status report dated 26.03.2022 by way of affidavit of Somvir

with Annexure R/1 already filed on behalf of respondent-State, is taken on record.

Learned counsel for the petitioner *inter alia* contends that allegations levelled against the petitioner are altogether false and frivolous and there is no iota of truth therein. He further submits that allegedly petitioner along with co-accused attempted to commit murder of Kishan Joshi, whereas petitioner had no role in the commission of alleged offence. He further submits that PW-9 Deepak Yadav and PW-10 Kishan Joshi (complainant-injured) when appeared in the witness box have altogether denied the involvement of petitioner in the commission of alleged offence. He further submits that no recovery of any incriminating weapon was effected at the instance of petitioner. He further submits that there is no iota of incriminating evidence against the petitioner to create his nexus with the commission of alleged offence. He further submits that co-accused namely Sudeep and Sonu have already been extended concession of regular bail by this Court, vide orders dated 16.11.2021 passed in CRM-M-40925-2020 and CRM-M-5124-2021 respectively. He further submits that petitioner is languishing in custody since 08.03.2019 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 the cause of petitioner has vehemently submits that petitioner is a habitual offender and 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 08.03.2019; 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-**Manjeet @ Romio** 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, Gurugram, as the case may be.

(LALIT BATRA)
JUDGE

21.04.2022

Varinder Prashad

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