

CRM-M-13234-2022

Date of Decision:23.05.2022

Vakil alias Gokal

.....Petitioner

Vs.

State of Haryana

....Respondent

CORAM : HON'BLE MR.JUSTICE AMOL RATTAN SINGHPresent: Mr.V.B.Godara, Advocate
for the petitioner.

Mr. Aman Bahri, Addl.A.G., Haryana.

AMOL RATTAN SINGH, J. (Oral)

On April 04, 2022, the following order had been passed by this court:-

“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. 134, dated 29.05.2020, registered at Police Station Agroha, District Hisar, for the alleged commission of offences punishable under the provisions of Sections 307/452/393/397/34 of the IPC and Sections 24/54/59 of the Arms Act, 1959.

Though the first petition filed by the petitioner was withdrawn (with obviously this court not agreeing him to grant bail), on 28.09.2021, learned counsel for the petitioner submits that the petitioner has now been in custody for more than 1½ years, and with the trial still not having progressed much, he deserves to be admitted to bail.

Learned State counsel however submits that there are 06 other criminal cases registered against the petitioner and

therefore admitting him to bail will not be without its risk of him indulging in the same kind of activities again.

Adjourned to 23.05.2022.

A detailed reply be filed with regard to the evidence gathered against the petitioner as per the report under the provisions of Section 173 (2) of the Cr.P.C., also giving therein the details of other criminal cases registered against the petitioner.”

Today, a reply dated 11.05.2022 has been filed on behalf of the respondent State, which is ordered to be taken on record.

Learned State counsel draws attention to paragraph 4 thereof wherein it shows that there are 6 other criminal cases registered against the petitioner, one under the provisions of the NDPS Act, 1985, one under the provisions of Sections 398 etc. of the IPC as also the Arms Act, 1959 and one again for the alleged commission of an offence punishable under Section 307 read with Section 34 of the IPC and Section 25 of the Arms Act.

Upon query to learned State counsel submits that though three prosecution witnesses out of 19 have been examined by the trial court, the material witnesses including the complainant still remain to be examined.

Learned counsel for the petitioner submits that he does not press this petition, at this stage.

Dismissed as withdrawn.

May 23, 2022

dharamvir

(AMOL RATTAN SINGH)
JUDGE

Whether reasoned/speaking : Yes
Whether reportable : No