

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-43981-2021 (O&M)
Date of decision: 31.03.2022

Amit Kumar @ Jony

... Petitioner

Vs.

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. D.S. Matya, Advocate
for the petitioner.

Mr. Deepak Grewal, DAG, Haryana.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of regular bail in FIR No.51 dated 26.02.2015 under Sections 323, 384, 506, 34 IPC, registered at Police Station Sushant Lok, Gurugram, District Gurugram.

Learned counsel for the petitioner submits that the petitioner was granted regular bail by the trial Court on 20.03.2015 and thereafter, he was regularly appearing. Later on, the petitioner and co-accused Rajesh @ Raju absented from the Court proceedings and they were declared proclaimed offenders. It is further submitted that both of them were arrested and co-accused Rajesh @ Raju has already been released on bail by the trial Court, whereas the petitioner is in custody for the last more than 08 months. It is also submitted

that it is a case of version and cross-version and present FIR and FIR No.53 dated 26.02.2015 have been clubbed together by the Chief Judicial Magistrate, Gurugram vide order dated 25.02.2022 and in the cross-version case, no prosecution witness has been examined till date.

Learned State counsel, on the basis of custody certificate dated 30.03.2022, filed in the Court today, has not disputed the factual position.

After hearing learned counsel for the parties, without commenting anything on merits of the case and considering the aforesaid facts and circumstances of the case, this petition is allowed and the petitioner is directed to be released on regular bail subject to furnishing his bail/surety bonds to the satisfaction of the trial Court/Illaq Magistrate/Duty Magistrate, concerned.

Petition is disposed of.

[ARVIND SINGH SANGWAN]
JUDGE

31.03.2022
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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No