

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

SR. No.202

CRM-M-49450-2021

Date of Decision:25.02.2022

Yogit

...Petitioner

Versus

State of Haryana

...Respondents

CORAM: HON'BLE MR. JUSTICE SANT PARKASH

Present: Mr. Ankit Grewal, Advocate,
for the petitioner.

Mr. Amreek Singh Narwal, DAG, Haryana.

[The aforesaid presence is being recorded through video conferencing since the proceedings are being conducted in virtual court.]

SANT PARKASH, J.

Prayer in the present petition is for grant of regular bail in case FIR No.0295 dated 25.05.2021 registered under Sections 302/120-B/34 IPC and Section 25 of the Arms Act at Police Station Shivaji Colony, District Rohtak.

As per the allegations levelled in the FIR, the petitioner had supplied motorcycle to co-accused namely Lokesh and Sachin after hatching criminal conspiracy for committing the murder of Ankush.

Learned counsel for the petitioner submits that the petitioner has been falsely implicated in the present case. He further submits that the main allegation against the present petitioner is that he had supplied the motorcycle after taking from the same from Mohit to assailants, namely, Lokesh and Sachin. He also submits that the petitioner is in custody since 13.05.2021.

On the other hand, learned counsel for the State submits that

the allegations against the present petition are for criminal conspiracy to commit murder of Ankush. He further submits that no material witness has yet been examined. Thus, he prays for dismissal of the present petition.

Heard.

From the perusal of the case file including the order dated 21.10.2021 passed by the learned Additional Sessions Judge, Rohtak, it would be revealed that the role attributed to the present petitioner is that he provided motorcycle to the assailants, who had committed murder. There was no active participation of the petitioner in the commission of murder of Ankush. The petitioner is behind the bars since 13.05.2021. Further, challan has already been filed.

Taking into consideration the totality of the facts and circumstances and without commenting on the merits of the case, it is considered just and appropriate to release the petitioner on regular bail on his furnishing bail bonds/surety bonds to the satisfaction of the concerned trial court/Duty Magistrate/Chief Judicial Magistrate.

Petition stands allowed.

25.02.2022
mks

(SANT PARKASH)
JUDGE

Whether Speaking/Reasoned: YES / NO

Whether Reportable: YES / NO