

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

CRM-M-52205-2021 (O&M)

Date of decision: 03.03.2022

(Heard through VC)

PARVAR

...Petitioner

Versus

STATE OF HARYANA

.....Respondent

CORAM: HON'BLE MR. JUSTICE SANT PARKASH

Present:- Mr. Aman Pal, Advocate
for the petitioner.

Mr. Amreek Singh Narwal, DAG, Haryana.

SANT PARKASH, J. (ORAL)

Through this petition, the petitioner seeks regular bail in case bearing FIR No.51 dated 10.02.2021 registered under Sections 302, 307, 34 IPC, Section 25 of the Arms Act, 1959 (Section 120-B and Section 27 of Arms Act, 1959) at Police Station Gohana City, District Sonipat.

Learned counsel for the petitioner would contend that the petitioner has been falsely implicated in the said FIR. It is argued that the material witnesses have been examined during trial who have now turned hostile and did not support the prosecution version. It is also contended that conclusion of trial is likely to take sufficient time, as such, the petitioner is entitled to be enlarged on bail.

Per contra, learned counsel appearing on behalf of respondent-State, would oppose grant of regular bail to the petitioner while pointing to the seriousness of allegations levelled against him. However, he is not able

to dispute the fact that statement of the material witnesses have been recorded, who had turned hostile.

I have heard learned counsel for the parties. In view of the facts that the statements of material witnesses have been recorded, who had turned hostile and did not support the prosecution version and there remains no apprehension of the petitioner to influence any material witness, vide Ex-P23 other co-accused granted the bail by the Co-ordinate Bench of this Court, on the same grounds, no useful purpose would be served in keeping the petitioner behind bars. At this stage, without commenting on the merits of the case, the instant petition is allowed and the petitioner is directed to be released on regular bail on execution of adequate personal bond and surety bond to the satisfaction of concerned trial Court/Duty Magistrate/CJM.

However, anything observed or said by this court is only for the purpose of deciding the instant petition for grant of regular bail and the same shall have no affect on the merits of the case.

03.03.2022

Riya

**(SANT PARKASH)
JUDGE**

Whether reasoned/speaking? Yes/No

Whether reportable? Yes/No