

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Sr. No.211

CRM-M-4264-2023 (O&M)

Date of decision : 02.02.2023

Jogender @ Sundla

..... Petitioner

VERSUS

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. Rajesh Bansal, Advocate, for the petitioner.

Mr. Himmat Singh, DAG, Haryana

SUDHIR MITTAL, J. (Oral)

This petition has been filed for grant of regular bail in case FIR No.0146 dated 17.04.2022, registered at Police Station, Matlauda, District Panipat, under Sections 148, 149, 323, 341 & 506 IPC (Sections 308 & 325 IPC added later on).

Learned counsel for the petitioner submits that identically situated co-accused, namely, Sunil has been granted regular bail by this Court vide order dated 20.01.2023 passed in CRM-M-28922-2022. The petitioner has been in custody for more than 08 months and the trial is not likely to be concluded at an early date as examination of PWs has not yet commenced. There is no other criminal case pending against the petitioner and thus, he may be granted regular bail.

Custody certificate dated 01.02.2023 digitally signed by Smt. Geeta Rani, Deputy Superintendent, District Prison Panipat, has been filed in Court. The same is taken on record. A perusal thereof shows that the petitioner has undergone actual custody of 08 months and 29 days and there is no other criminal case pending against him.

Learned State counsel concedes that the examination of PWs has not yet commenced.

A perusal of the record shows that identically situated co-accused, namely, Sunil has been granted regular bail by this Court vide order dated 20.01.2023 (Annexure P-4). The trial is not likely to be concluded at an early date as examination of PWs has not yet started and there is no other criminal case pending against the petitioner. Keeping in view the principle of parity as well as the fact that the trial is not likely to be concluded at an early date, I deem it appropriate to grant regular bail to the petitioner. The petition is allowed and it is directed that the petitioner be released on bail on his furnishing bail and surety bonds to the satisfaction of the trial Court/Duty Magistrate, concerned.

(SUDHIR MITTAL)
JUDGE

02.02.2023
Ramandeep Singh

Whether speaking / reasoned

Whether Reportable

Yes

No