

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Sr. No.214

CRM-M-6189-2023 (O&M)
Date of decision : 10.02.2023

Gourav

..... Petitioner

VERSUS

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. Parminder Singh, Advocate, for the petitioner.

Mr. Deepak Grewal, DAG, Haryana

SUDHIR MITTAL, J. (Oral)

The petitioner seeks regular bail in case FIR No.424 dated 25.05.2022, registered at Police Station Assandh, District Karnal, under Section 302 IPC.

Learned counsel for the petitioner submits that the petitioner has been wrongly accused of having murdered his father. It was actually case of accidental death and proved by the inquest proceedings conducted after the death. The FIR was registered after more than a month and 10 days on account of family rivalry. 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 only 01 PW out of a total of 20 PWs has been examined. Thus, the petitioner may be granted regular bail.

Custody certificate dated 09.02.2023 digitally signed by Smt. Shailakshi Bhardwaj, Deputy Superintendent, District Prison, Karnal, 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 13 days and there is no other criminal case pending against him.

Learned State counsel concedes that only 01 PW out of a total of 20 PWs has been examined till date.

Keeping in view the period of custody already undergone by the petitioner and the fact that the trial is not likely to be concluded at an early date and the fact that the matter of murder is not straightforward, 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

10.02.2023
Ramandeep Singh

Whether speaking / reasoned	Yes
Whether Reportable	No