

2023:PHHC:043271

CRM-M- 11245-2023 (O&M)

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M- 11245-2023 (O&M)
Date of Decision: 21.03.2023

Amarjeet alias Ramdiya

... Petitioner

V/s.

State of Haryana

... Respondent

CORAM: **HON'BLE MR. JUSTICE DEEPAK MANCHANDA**

Present : Mr. Ajay Kumar Dahiya, Advocate
for the petitioner.

Mr. Karan Garg, AAG, Haryana.

DEEPAK MANCHANDA, J.(Oral)

Petitioner has prayed for grant of regular bail under Section 439 Cr.P.C. in case FIR No. 151 dated 01.05.2022, under Section 392 IPC and later on added Sections 397, 120-B IPC and Sections 25, 54, 59 and later on added Sections 25(1) (A)/29 (B) of Arms Act registered at Police Station Sadar Narwana, District Jind.

Learned counsel for the petitioner contends that the petitioner is in custody since 08.07.2022. He submits that the petitioner has been falsely implicated in the present case as he was not named in the FIR and

implicated on the basis of the disclosure statement of the co-accused. He further submits that no injury/role has been attributed to the petitioner. He further submits that co-accused Sunil has also been granted regular bail and the challan stands presented and the charges are framed and no prosecution witness has been examined till date and the conclusion of trial will take sufficient time, therefore, the prayer is made for the petitioner be enlarged on bail.

Per contra learned counsel appearing on behalf of respondent-State, on instructions from the Investigating Officer, opposes the grant of regular bail to the petitioner, while submitting that the offence alleged against the petitioner is serious in nature, however, he does not dispute the fact that challan stands presented and the charges have been framed and the other co-accused has already been granted concession of bail.

I have heard learned counsel for the parties.

Petitioner is in incarceration since 08.07.2022.

It is not a case made out by the respondent-State that in case concession of bail is granted to the petitioner, he would hamper the course of free and fair trial. Further, since the co-accused has been granted bail and the challan stands presented and the charges have been framed, however, no prosecution witness has been examined, the trial would take sufficient time, so no useful purpose would be served in keeping the petitioner behind the bars.

Resultantly, without meaning any expression of opinion on the merits of the case, it is ordered that the petitioner be released on regular bail

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subject to his furnishing requisite bail bonds/surety bonds to the satisfaction of the trial Court concerned.

The petition is allowed.

(DEEPAK MANCHANDA)
JUDGE

21.03.2023
seema

<i>Whether speaking/reasoned</i>	<i>Yes</i>
<i>Whether Reportable</i>	<i>Yes /No</i>