

225

2023:PHHC:076030

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

CRM-M-25657-2023  
DECIDED ON: 25<sup>th</sup> MAY, 2023

JITENDER

.....PETITIONER

VERSUS

STATE OF HARYANA

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL.

Present: Mr. Namit Khurana, Advocate  
for the petitioner.

Mr. Gurbir Singh Dhillon, AAG, Haryana.

\*\*\*\*\*

**SANDEEP MOUDGIL, J (ORAL)**

1. The jurisdiction of this Court under Section 439 Cr.P.C., has been invoked for the grant of regular bail to the petitioner in case FIR No. 1167, dated 31.12.2022, under Section 379-B IPC, registered at Police Station City Karnal, Karnal.

2. Learned counsel for the petitioner has contended that the petitioner has been nominated in the present case as an accused on the basis of disclosure statement of main accused namely Khushi Ram, who has already been granted the concession of interim bail by this Court vide order 28.02.2023 passed in CRM-M-9514-2023, which was made absolute later on.

3. Custody certificate filed by learned State counsel is taken on record. According to which the petitioner has suffered incarceration for a period of one month as of now. A perusal of certificate further reveals that the petitioner is not

involved in any other case of any nature whatsoever, meaning thereby, he is a man of clean antecedents.

4. Considering the fact that the main accused Khushi Ram has already been granted the concession of anticipatory bail by this Court, which fact has not disputed by learned State counsel, this Court is of the considered view that no useful purpose would be served by keeping the petitioner behind the bars for an indefinite period. The petitioner is ordered to be released on bail subject to his furnishing personal and surety bonds to the satisfaction of learned Trial Court/Duty Magistrate concerned.

5. The present petition is allowed in view of afore-said terms.

6. However, it is made clear that any observation made hereinabove, shall not be construed as an expression of opinion on the merits of the case.

25<sup>th</sup> MAY, 2023  
sham

(SANDEEP MOUDGIL)  
JUDGE

*Whether speaking/reasoned*    *Yes/No*  
*Whether reportable*            *Yes/No*