

2023:PHHC:096085
IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

214 CRM-M-32221-2022
Date of Decision: 27.07.2023

Sandeep Petitioner
Versus
State of Haryana Respondent

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA

Present:- Mr. Parveen Sharma, Advocate for the petitioner.
Mr. Manish Bansal, Sr. D.A.G, Haryana.

ANOOP CHITKARA, J. (ORAL)

FIR No.	Dated	Police Station	Sections
893	06.09.2017	Karnal Sadar, District Karnal	148, 149, 302, 323, 452 IPC (325 IPC added later on)

The petitioner incarcerated in the FIR captioned above, has come up before this Court under Section 439 CrPC seeking bail.

2. State counsel opposes the present petition on the ground that trial is at an advance stage.
3. At this stage, counsel for the petitioner submits that the material witnesses have not supported the case of the prosecution and whatever evidence has come against the petitioner, it is full of contradictions.
4. Since the trial is pending, as such it shall be highly unfair for this Court to make any comments on the quality of evidence.
5. At this stage, counsel for the petitioner submits that he be permitted to withdraw the present petition with liberty to file a bail before the trial Court and trial Court shall not influence with the earlier rejections and shall decide the bail on its own merits considering the change in circumstances i.e. the prosecution evidence.

6. Given above, the present petition is disposed of having been withdrawn with liberty to file a bail before the trial Court and while deciding the same, the trial Court shall not influence by earlier rejections and decide the same on its merits. All pending miscellaneous applications, if any, stand disposed of.

Trial be expedited.

(ANOOP CHITKARA)
JUDGE

27.07.2023
Jyoti-II

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No