

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

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CRM-M-33627-2023

Date of Decision: 01.08.2023

Ajay @ Kali

.....*Petitioner*

Versus

State of Haryana

.....*Respondent*

CORAM: HON'BLE MR. JUSTICE GURBIR SINGH.

Present: Mr. Prateek Rathee, Advocate for the petitioner.

Ms. Nidhi Garg, AAG, Haryana.

GURBIR SINGH, J

1 The present petition has been filed by the petitioner praying for grant of regular bail in case FIR No.615 dated 08.07.2022, under Sections 307, 34 IPC and Section 25 of Arms Act, 1959 (Sections 201, 202, 120-B, 180, 384 of IPC added later on), registered at Police Station Assand Karnal, District Karnal, Haryana.

2 Learned counsel for the petitioner submits that the petitioner is in custody since 08.09.2022. He was arrested on the basis of disclosure statement of co-accused. He had not participated in the crime in question. The petitioner is entitled for bail on parity as the co-accused namely, Sahil, Manipal Meena and Sonu Sharma have already been granted concession of regular bail by this Court.

3 Status report by way of affidavit of Sandeep Singh, HPS, Deputy Superintendent of Police, Assandh, Karnal, on behalf of respondent-State, filed in Court today. The same is taken on record.

4 On the other hand, learned State counsel opposes the plea of the

petitioner for grant of regular bail and fairly admits that the petitioner was arrested in this case on the basis of disclosure statement of accused and the role of the petitioner is no different from the co-accused who have been granted concession of regular bail by this Court, in CRM-M-9568-2023 with connected petitions, decided on 26.07.2023.

5 Heard.

6 Without commenting on the merits of the case and taking into account the fact that the trial is likely to take long time and no useful purpose would be served by keeping the petitioner behind bars coupled with the fact that co-accused have already been granted the concession of regular bail by this Court, present petition is **allowed** and the petitioner is ordered to be released on regular bail subject to his furnishing bail/surety bonds to the satisfaction of the trial Court/Illaq Magistrate/Duty Magistrate concerned. The petitioner shall also abide by the following conditions:-

1. *The petitioner shall surrender his passport and shall not leave the country without the prior permission of the Trial Court/court concerned*
2. *The petitioner shall give his mobile number to the Trial Court and get the same registered, on which SMS shall be received from the CIS and shall not change his mobile number during pendency of the case.*
3. *The petitioner shall not change his residence without prior intimation to the SHO concerned and the trial Court.*
4. *The petitioner shall appear before the Trial Court on each and every date of hearing.*

7 The Trial Court is at liberty to impose any other condition that it may deem appropriate. It is further clarified that in case of default of any of the conditions, then the concerned Court is competent to cancel the bail

granted to the petitioner.

8 Nothing stated herein above be construed as a final expression of opinion on the merits of the case and the trial Court would proceed independently of the observations above, which have only been made for the purpose of adjudication of the present petition for grant of regular bail.

01.08.2023
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(GURBIR SINGH)
JUDGE

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