

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Sr. No.211

CRM-M-38756-2022 (O&M)

Date of decision : 23.01.2023

Sumit

..... Petitioner

VERSUS

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. Baljeet Nain, Advocate, for the petitioner.

Mr. Himmat Singh, DAG, Haryana

SUDHIR MITTAL, J. (Oral)

This petition has been filed for grant of regular bail in case FIR No.464 dated 18.7.2021, registered at Police Station, Rohtak City, District Rohtak, under Section 365 IPC (Sections 302, 34 IPC and Section 3(2)(v) of the SC/ST Act, 1989 added later on).

Learned counsel for the petitioner submits that the similarly situated co-accused has been granted regular bail. The petitioner has been in custody for almost 1 ½ years and the trial is not likely to be concluded at an early date as the charges have not yet been framed. There is no other criminal case pending against the petitioner and thus, he may be granted regular bail.

Custody certificate dated 22.1.2023 digitally signed by Sh. Mohd. Sajid Khan, Deputy Superintendent, District Prison, Rohtak, has been filed in Court. The same is taken on record. A perusal thereof shows that the petitioner has undergone actual custody of 01 year, 06 months and there is 01 other criminal case pending against him in which he is on bail.

Learned State counsel on instructions from ASI-Sandeep concedes that charges have not yet been framed and that similarly situated co-accused has been granted regular bail.

Keeping in view the fact that the similarly situated co-accused has been granted regular bail as well as the fact that the trial is not likely to be concluded at an early date, 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

23.01.2023
Ramandeep Singh

Whether speaking / reasoned	Yes
Whether Reportable	No