

Date of Decision : 04.09.2023

versus

Present : Mr. Yogesh Goyal, Advocate for the petitioner.
Mr. Rajat Gautam, Addl. A.G. Haryana.

FIR No.	Dated	Police Station	Sections
163	25.05.2019	Police Station City Rewari, District Rewari	148, 149, 302, 307, 201 IPC and Section 25 of Arms Act.

1. The petitioner incarcerated in the FIR captioned above, has come before this Court under Section 439 Cr.P.C., seeking regular bail.
2. Reply dated 01.09.2023 filed today in Court, is taken on record.
3. Counsel for the petitioner submits that two of the eye-witnesses did not identify him and prayed for grant of bail.
4. State's counsel on instructions submits that there are more eye witnesses whose testimony are yet to be recorded. He further submits that this Court cannot appreciate evidence while dealing with the bail petition and any observation by this Court may prejudice trial.

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5. After arguing for some time, the petitioner counsel seeks permission to withdraw the present petition with liberty to file a fresh one at appropriate stage before this Court or at this stage before trial Court.

6. Given above, present petition is disposed of as withdrawn. Liberty reserve to the petitioner to file a fresh petition before the trial Court. It is clarified that while deciding the said petition, trial Court shall not influenced by the previous orders of rejection by trial Court or by this Court and shall decide the same on its own merit as soon as possible within two weeks.

(Anoop Chitkara)
Judge

04.09.2023

'Rajneesh'

Whether speaking/ reasoned	:	Yes/No
Whether reportable	:	Yes/No