

**IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH**

Sr. No.267

CRM-M-45199-2022

Date of decision : 1.2.2023

Raman

.....Petitioner(s)

Versus

State of Haryana

..... Respondent(s)

**CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY**

Present: Mr.Namit Khurana, Advocate for the petitioner(s)

Ms.Aditi Girdhar, AAG, Haryana

**AMAN CHAUDHARY, J.**

The present petition has been filed under Section 439 Cr.P.C. for the grant of regular bail to the petitioner in respect of FIR No.260 dated 13.11.2021, registered under Sections 302, 304, 34 IPC at Police Station Radaur, District Yamuna Nagar.

Learned counsel submits that the petitioner has been in custody since 08.01.2022. As per the allegations also, he submits that the petitioner was not present at the time of alleged occurrence and is said to have subsequently joined the co-accused, for which a reference is made to Annexure P-3, DDR and Annexure P-4, Statement of Jitender and that it was co-accused, who Aman and Raman s/o Yudhveer, who are alleged to have injected the deceased with intoxicant. The petitioner infact had accompanied the deceased to the hospital and remained there. The petitioner has no role in the present occurrence. He is not involved in any other case. Charges have been framed on 6.8.2022 but out of a total of 14 PWs, none has been examined so far.

On the other hand, learned State counsel opposes the prayer of the petitioner being involved in a case of murder. She is however, unable to controvert the submissions made by the learned counsel for the petitioner

with regard to the status of the trial.

Heard.

Keeping in view the facts and circumstances of the case, in particular that the petitioner has been in custody since 08.01.2022; though charges have been framed on 06.08.2022 but out of a total of 14 PWs, none has been examined; the conclusion of the trial will take a considerable time, his further detention behind the bars would not serve any useful purpose, thus, the present petition for grant of regular bail deserves to be allowed.

As a result, the present petition is allowed. The petitioner is ordered to be released on regular bail, subject to his furnishing bail/surety bonds to the satisfaction of trial Court/Duty Magistrate concerned and subject to his not being required in any other case. The petitioner shall abide by the following conditions:-

1. The petitioner will not tamper with the evidence during the trial.
2. The petitioner will not pressurise/ intimidate the prosecution witnesses.
3. The petitioner will appear before the trial Court on each and every date fixed, unless is exempted by a specific order of Court.
4. The petitioner shall surrender his passport, if any, and will not leave the country without the permission of the Trial Court.
5. The petitioner shall not commit an offence similar to the offence of which, she is an accused, or for commission of which he is suspected of.
6. The petitioner shall not directly or indirectly coerce, inducement, threaten or promise to any person acquainted with the facts of the case so as to dissuade him/ her from disclosing such facts to the Court or to any police officer or tamper with the evidence in any manner.
7. The petitioner shall not in any manner misuse his liberty.
8. The petitioner will furnish correct mobile number and residential address and shall not change the same without prior intimation to the trial Court.

It is made abundantly clear that in case of breach of the aforesaid conditions, the State shall be at liberty to seek cancellation of bail as granted to the petitioner by this order.

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

1.02.2023  
gsv

(AMAN CHAUDHARY)  
JUDGE

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