

Amit

... Petitioner(s)

Versus

State of Haryana

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present:- Mr. Suneet Ranga, Advocate for
Mr. Siddarth, Advocate for the petitioner.

SUDHIR MITTAL, J. (Oral)

The petitioner seeks regular bail in FIR No.75 dated 05.02.2022 registered under Sections 148, 149, 302, 120-B IPC at Police Station Pundari, District Kaithal.

Learned counsel for the petitioner has submitted that the petitioner has undergone custody in excess of one year. He has no criminal antecedents. The trial is not likely to be concluded at an early date as examination of PWs has not yet commenced. The petitioner has been nominated as an accused on the disclosure of one of the co-accused and thus, he deserves to be granted regular bail.

Custody certificate dated 09.03.2023 digitally signed by Shri Surender Kumar, Deputy Superintendent, District Prison, Kaithal has been filed in Court. The same is taken on record. The perusal of the same shows that the petitioner has undergone actual custody of 01 year 01 month and 01 day and there is no other criminal case pending against him.

Learned State counsel concedes that examination of PW has not yet commenced. He, however, denied that the petitioner has been named

as an accused by a co-accused. According to him one of the victim has named him in his statement under Section 161 Cr.P.C.

From the above, It is apparent that the trial is not likely to be concluded at an early date.

Keeping in view the period of custody undergone as well as the fact that the petitioner has no criminal antecedents I deem it appropriate to grant bail to the petitioner.

Thus, the petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing bail and surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

10.03.2023
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(SUDHIR MITTAL)
JUDGE

Whether reasoned / speaking?	Yes / No
Whether reportable?	Yes / No