

**208(2) IN THE HIGH COURT OF PUNJAB AND HARYANA
CHANDIGARH**

CRM-M-52706-2022 (O&M)
Date of Decision: 24.02.2023

NARENDER

...Petitioner

V/S

STATE OF HARYANA

...Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK MANCHANDA

Present: Mr. Parveen Sharma, Advocate
for the petitioner.

Mr. Bhupender Singh, DAG Haryana.

Mr. Rajesh Malik, Advocate for the complainant.

DEEPAK MANCHANDA J.

The petitioner is seeking regular bail in the case bearing FIR No. 296 dated 09.06.2022 under Sections 307 and 120-B of the Indian Penal Code and Sections 25, 54 and 59 of Arms Act registered at Police Station Civil Lines Sonapat, District Sonapat.

Learned counsel for the petitioner contends that petitioner has been falsely implicated in the present case as the FIR has been registered against unknown person and petitioner has been arrested only on the basis of disclosure statement of the co-accused Rahul and further contended the petitioner is in custody since 17.06.2022, investigation of the case is complete and challan already stands presented.

On the other hand, learned State Counsel has opposed the aforesaid prayer, however, he submits that investigation of the case is complete and the challan stands filed on 09.08.2022.

Having heard learned counsel for the parties and gone through the

case file, it is significant to note that the petitioner is in custody for a period of more than 08 months. Investigation of the case has been completed and challan stands presented. Conclusion of the trial shall take considerable long time. No useful purpose would be served by keeping the petitioner in further incarceration. Custody certificate reveals that one more case is pending against the petitioner bearing FIR No. 218/2022, registered under Sections 323, 452, 427, 506 and 120-B of IPC at Police Station Sector-29, Panipat, in which he has been granted bail vide order dated 24.02.2023.

As such, sufficient mitigating circumstances are made out to extend the concession of bail to the petitioner. Therefore, without making any expression of opinion on the merits of the case, it is ordered that the petitioner be released on regular bail subject to her furnishing requisite bail bonds/surety bonds to the satisfaction of the concerned trial Court/Chief Judicial Magistrate/Duty Magistrate.

The petition is allowed.

24.02.2023

Ajay Goswami

(DEEPAK MANCHANDA)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No