

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

209

CRM-M No.20040 of 2024
Date of Decision: 30.04.2024

MONTI @ YOGRAJPetitioner

Vs
STATE OF HARYANARespondent

CORAM: *HON'BLE MR. JUSTICE HARKESH MANUJA*

Present: Mr. Parshant Sethi, Advocate
for the petitioner.

Mr. Rajiv Sidhu, D.A.G., Haryana.

HARKESH MANUJA, J. (Oral)

1. By way of present petition filed under Section 439 Cr.P.C., prayer has been made for grant of regular bail to the petitioner in case bearing FIR No. 241 dated 01.09.2023 registered under Sections 307, 332, 353, 427, 186, 34 IPC and Section 25 of Arms Act (Sections 148, 149, 333, 120-B, 202 IPC and Sections 29, 54, 59 of Arms Act added later on) at Police Station BPTP, District Faridabad, Haryana.
2. Learned counsel for the petitioner submits that the petitioner has been implicated on the allegations of having opened fire upon the Police party. He further submits that the petitioner has been falsely implicated in the present case, thus, he prays for grant of concession of regular bail
3. The prayer made on behalf of the petitioner has been opposed by learned State counsel while referring to the serious nature of allegations levelled against the petitioner, thus, prays for dismissal of the present petition.

4. I have heard learned counsel for the parties and gone through the paper book. I find substance in the submissions made by learned counsel for the petitioner.
5. In the present case, investigation already stands concluded with the filing of challan, and the petitioner is in custody for the last almost 07 months and 19 days and, thus, trial is likely to take some time in its culmination. Though the petitioner is involved in one more case bearing FIR No.260/20, however he is already on bail in that case. Equally important co-accused namely Akash, who is similarly situated, has already been granted concession of regular bail vide order dated 04.03.2024 passed by this Court in CRM-M No.3910 of 2014.
6. Thus considering the aforesaid facts, I do not find any justification to extend the incarceration of the petitioner.
7. Accordingly, without expressing any opinion on the merits of the case, the present petition is allowed and the petitioner is ordered to be released on bail, subject to his furnishing adequate bail bonds and surety bonds to the satisfaction of the concerned Trial Court/Duty Magistrate.
8. It is made clear that this order may not be construed as expression of an opinion on the merits of the case.

April 30, 2024
Atik

(HARKESH MANUJA)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No

MOHMED ATIK
2024.04.30 16:13
I attest to the accuracy and
integrity of this
order/judgmemtt