

CRM-M-51303-2023

Date of Decision:10.01.2024

Mohal Lal alias Monu

...Petitioner

vs.

State of Haryana

...Respondent

Coram : Hon'ble Mr. Justice N.S.Shekhawat**Present :** Mr. Rajesh Nain, Advocate
for the petitioner.

Ms. Sheenu Sura, DAG, Haryana.

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the instant petition under Section 439 of the Cr.P.C. with a prayer to grant regular bail to him in case FIR No.190 dated 30.08.2022 registered under Sections 120-B, 148, 149, 323, 341, 506 of IPC (Sections 307, 325 and 34 added and Section 120-B IPC deleted later on) at Police Station Alewa, District Jind.

2. Learned counsel for the petitioner contends that similarly placed co-accused Naveen has already been granted the concession of regular bail by this Court in CRM-M-51701-2023 on 14.12.2023. He further contends that co-accused Jaibir and Sonu have already been granted the concession of regular bail by this Court vide orders dated 13.02.2023 and 21.12.2022 passed in CRM-M-60143-2022 and CRM-M-52718-2022. Learned counsel further submits that the petitioner is in custody since last more than one year and three months and the conclusion of the trial may take quite a long time. He further submits that the case of the petitioner is at par with the case of Naveen, co-accused and he

deserves the concession of bail by this Court.

3. On the other hand, learned State counsel has vehemently opposed the prayer made by learned counsel for the petitioner on the ground that there are serious allegations against the petitioner. She further submits that four more cases were also registered against the present petitioner. However, she admits that Naveen, Jaibir and Sonu have already been granted the concession of regular bail by this Court.

4. I have heard the learned counsel for the parties and perused the record.

5. The petitioner has already undergone one year and three months' of custody and challan has already been presented against him. Apart from that, the case of the petitioner is at par with Naveen, co-accused and Naveen has already been granted the concession of bail by this Court. Apart from that, Jaibir and Sonu have also been extended the benefit of bail by this Court and the instant petition is liable to be allowed.

6. Without commenting 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 bail bonds/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Chief Judicial Magistrate, concerned.

10.01.2024
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(N.S.SHEKHAWAT)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No