

Date of Decision: 29.10.2024

...Respondent

2. Learned counsel for the petitioner contends that the petitioner was arrested in the present case on 10.07.2024 and after completion of investigation, the final report under Section 173 Cr.P.C. has been presented before the Court on 17.08.2024. After presentation of challan, charge was framed against the petitioner on 05.09.2024. However, out of 32 prosecution witnesses, no witness has been examined so far. He further relied upon the orders Annexures P-2 and P-3 respectively, passed by this Court, whereby similarly placed co-accused, namely, Pawan and Mahender have been granted the concession of bail by this Court.



3. On the other hand, learned State counsel has vehemently opposed the submissions made by learned counsel for the petitioner on the ground that serious allegations have been levelled against the present petitioner and he does not deserve the concession of bail by this Court.

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

5. In the present case, it is not in dispute that vide orders (Annexures P-2 and P-3 respectively), passed by this Court, both the co-accused, namely, Pawan and Mahender have been granted the concession of bail by this Court and the petitioner is at par with them. Moreover, out of 32 witnesses, no witness has been examined so far and there are no chances of early conclusion of the trial.

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.

29.10.2024.
hemlata

(N.S.SHEKHAWAT)
JUDGE

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