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**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-6508-2025

Date of Decision: 07.02.2025

Aazad

...Petitioner

vs.

State of Haryana

...Respondent

Coram : Hon'ble Mr. Justice N.S.Shekhawat

Present : Mr. Rajesh Nain, Advocate
for the petitioner.

Mr. D.S.Maan, DAG, Haryana.

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the instant petition under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 with a prayer to grant regular bail to him in case FIR No.318 dated 28.11.2019 registered under Sections 323, 341, 34, 506 of IPC (Sections 325, 307 and 120-B of IPC added later on), at Police Station Uklana, District Hisar.

2. Learned counsel for the petitioner contends that the alleged occurrence had taken place on 24.11.2019, whereas the FIR in the present case was registered on 28.11.2019. Even the petitioner was not named in the FIR and has been nominated as an accused on the basis of the supplementary statement made by injured. He further contends that co-accused, namely, Rahul @ Man Singh, Vikas @ Poni and Naveen alias Meenu have already been granted the concession of bail. The prosecution has been able to examine only 05 witnesses, out of total 18 witnesses and the trial is not likely to conclude in near future.



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. It is an admitted fact that the petitioner has not been named in the FIR and was arrayed as an accused in the present case on the basis of the supplementary statement made by injured. Co-accused Rahul @ Man Singh, who is the main accused, has already been granted the concession of bail by the Court of Additional Sessions Judge, Hisar. The petitioner is stated to be in custody for the last about 04 years and 11 months and his further custody will not serve any meaningful purpose.

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.

(N.S.SHEKHAWAT)
JUDGE

07.02.2025
hemlata

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