

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

CRM-M-24308-2015

Date of decision : 31.07.2015

Rahul alias Bhole

..... Petitioner

Versus

State of Haryana

... Respondent

CORAM : HON'BLE MR. JUSTICE DARSHAN SINGH

Present: Mr. K.D.S. Hooda , Advocate for petitioner.
Mr. R.S. Doon, AAG, Haryana.

DARSHAN SINGH, J. (Oral)

This petition has been filed by accused-petitioner Rahul alias Bhole for grant of regular bail in case FIR No.141 dated 07.03.2015 under sections 148, 149, 307 and 506 of the Indian Penal Code, 1860 and 25 of the Arms Act, Police Station Sadar, Palwal, Distt. Palwal.

Learned counsel for the petitioner contends that the name of the petitioner does not figure in the FIR. No role in this occurrence has been assigned to him. The firearm injury suffered by Subhash has been attributed to co-accused Ravi. Petitioner is in custody since 15.03.2015. The investigation is already complete.

Learned State counsel has opposed the plea of bail on the ground that the petitioner is also one of the member of the unlawful assembly, which caused firearm injury to Subhash.

I have duly considered the aforesaid contentions.

It is an admitted case that no injury on the person of injured Subhash has been attributed to present petitioner. The only allegation against the petitioner is that he was one of the member of the unlawful assembly. No specific role is attributed to the petitioner. The gun shot injury suffered by Subhash is attributed to co-accused Ravi. The petitioner is in custody for the last more than four and a half months. The investigation is already complete. There is no apprehension that the petitioner will flee away from the trial or tamper with the prosecution evidence.

Thus, keeping in view my aforesaid discussion, the present petition is hereby allowed. Accused-petitioner Rahul alias Bhole is ordered to be released on bail on furnishing requisite personal/surety bonds to the satisfaction of learned trial Court.

31.07.2015

sunil yadav

**(DARSHAN SINGH)
JUDGE**