

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

CRM-M No.35062 of 2015

Date of decision: 19th October, 2015

Pawan @ Happy

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

1. Whether Reporters of Local Newspapers may be allowed to see the judgment?
2. Whether to be referred to the Reporters or not?
3. Whether the judgment should be reported in the Digest?

Present: Mr. S.K. Goyat, Advocate
for the petitioner.

Mr. Deepak Sabharwal, Addl. Advocate General, Haryana.

FATEH DEEP SINGH, J. (ORAL)

Allegations against the petitioner Pawan alias Happy in this petition filed under Section 439 Cr.P.C. seeking regular bail in case FIR No.203 dated 29.09.2014 registered at Police Station Uklana, District Hisar under Sections 307/332/353/186/148/149/427 IPC and Section 25/54/59 of the Arms Act, are that on 29.09.2014 police party headed by SI Mukesh Kumar accosted the accused including the petitioner, who had fired in the air.

Contentions of the learned counsel for the petitioner that petitioner is in custody since 29.09.2014, for a period of more than one year, and neither it is a case of injury nor any recovery of empties from the spot has been made, and that similarly placed co-accused Navdeep has been allowed regular bail by this Court vide orders dated 20.08.2015, could not be controverted by learned State counsel.

Keeping in view the incarceration already undergone by the petitioner, in the light of principle of parity coupled with the fact that the investigations and so the trial will take a long time to conclude, this Court is of the opinion that further detention of the petitioner in the present case is not warranted. Accordingly, he is ordered to be released on regular bail to the satisfaction of trial Court.

The present petition stands disposed off accordingly.

(FATEH DEEP SINGH)
JUDGE

October 19, 2015
rps