

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

CRM No.M-6940 of 2015 (O&M)

Date of decision:11.05.2015

Pardeep

... Petitioner

Vs.

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. D.S. Nain, Advocate for the petitioner.

Mr. M.S. Sidhu, Additional Advocate General, Haryana.

...

TEJINDER SINGH DHINDSA, J.

This order shall dispose of the instant petition filed under Section 439 Cr.P.C. praying for the benefit of regular bail to the petitioner in case FIR No.150 dated 14.06.2014, under Sections 302/307/323/148/149 IPC and Sections 27/54/59 of the Arms Act, registered at Police Station Pundri, District Kaithal.

Counsel for the parties have been heard.

The date of occurrence is alleged to be on 14.06.2014. FIR was lodged on the statement of Mohan Lal, who had stated that after the solemnization of marriage of his two niece, namely, Meenu and Parul, two persons by the names of Navinder and Gaurav, who had brought the DJ for marriage party have entered into altercation with the complainant and others and on account of that fact Navinder and Gaurav along with 15-16 persons on 5 to 6 motorcycles and armed with hockeys and wooden logs as also fire arms had come to their house at Jeetgarh. Fire arm shots are stated to have fired and Sheela Devi w/o Shiv Kumar is stated to have died on

account of a fire armed injury. Such fire armed injury was attributed to Navinder.

The name of the present petitioner did not even figure in the FIR.

It so transpires that a supplementary statement of Mohan Lal was got recorded on 14.06.2014 itself, wherein the name of the petitioner surfaced. In the occurrence, one Danna S/o Bishna Ram was also alleged to have suffered injuries.

It has gone uncontroverted that material witness Danna has been examined before the trial Court as PW5 and who has not supported the prosecution case.

The petitioner has been in custody since 16.06.2014.

Learned State counsel upon instructions from ASI Mahipal would apprise the Court that out of 35 prosecution witnesses having been cited, 9 have been examined till date. The trial, as such, would take time to conclude.

Without making any observations on the merits of the case, present petition is allowed.

Petitioner, namely, Pardeep be enlarged on bail subject to the satisfaction of trial Court, Kaithal.

Disposed of.

11.05.2015

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**