

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

CRM-M No.6990 of 2015
Date of Decision: 25.03.2015

Manoj alias Banshi LalPetitioner

Vs

State of HaryanaRespondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Chanakya Pandit, Advocate
for the petitioner.

Mr. Rajesh K. Sheoran, Addl. A.G., Haryana.

1. *Whether Reporters of local papers may be allowed to see the judgment ?*
2. *To be referred to the Reporters or not ?*
3. *Whether the judgment should be reported in the Digest?*

RAJ MOHAN SINGH, J (Oral).

Petitioner seeks grant of regular bail under Section 439 Cr.P.C in case bearing FIR No.282 dated 18.08.2014 registered under Sections 307, 34 IPC, Police Station Gohana Sadar, Gohana, Sonapat.

The prosecution story is that the complainant Naresh was going along with his cousin Raj Singh towards agricultural fields. At about 06.15 a.m. when they reached near liquor vend, the complainant saw his brother Surender sitting on a motorcycle along with one more unidentified person. On seeing the complainant, his brother Surender asked the co-occupant by calling him as Banshi to take out country made pistol. Accordingly, Surender took gun

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from the said person and fired upon the complainant with intention to kill him. The bullet hit his left arm and thereafter, the assailants ran away.

Learned counsel for the petitioner states that the complainant while appearing as prosecution witness has not supported the prosecution version and he was accordingly declared hostile. In cross-examination nothing incriminating came out and the witness has denied all particulars of prosecution story.

As against this, learned Addl. A.G., Haryana states that the recovery has been effected from the petitioner and out of nineteen prosecution witnesses, seven of them have already been examined and now the date fixed is for 15.04.2015 for further prosecution evidence.

The prosecution story does not allege any specific role played by the petitioner. He was only shown present along with main accused, who happens to be real brother of the complainant.

The complainant has denied all necessary particulars of crime. The petitioner was arrested on 28.09.2014.

Keeping in view the all the attending circumstances, petitioner is ordered to be released on regular bail on furnishing adequate bail bonds/surety bonds to the satisfaction of the Chief Judicial Magistrate, Sonapat.

Nothing expressed hereinabove would be construed to be an expression of any opinion on merits of the case.

25.03.2015.
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(RAJ MOHAN SINGH)
JUDGE