

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

CRM-M-9247 of 2015
Date of Decision: 07.04.2015

Vicky @ Vikram

....Petitioner

Versus

State of Haryana

.

...Respondent

CORAM: HON'BLE MRS. JUSTICE SNEH PRASHAR

Present: Mr. S.S. Sahu, Advocate
for the petitioner.

Ms. Mahima, AAG, Haryana.

SNEH PRASHAR, J.

The present petition has been filed under Section 439 of the Code of Criminal Procedure (Cr.P.C.) for grant of concession of regular bail to the petitioner in case FIR No. 166 dated 30.04.2014, under Sections 148, 149, 323, 307, 506 of the Indian Penal Code and Sections 25, 54, 59 of the Arms Act registered at Police Station, Tohana, District Fatehabad.

Precisely, the accusation against the petitioner is that he alongwith his co-accused Anil came and fired two gun shots towards Narender. One hit on left side of chest and another hit on right wrist of Narender.

Learned counsel for the petitioner submits that similarly situated co-accused Anil has already been allowed bail by this court

vide order dated 18.02.2015 passed in CRM-M-4789 of 2015. The charges have been framed and the statement of complainant has also been recorded. Nothing is to be recovered from the petitioner. The petitioner is in custody since 1.5.2014.

On the other hand, learned counsel representing the State opposes the prayer of the petitioner. He further informs that a pistol has been recovered from the petitioner.

Heard the submissions made by Mr. S.S. Sahu, Advocate representing the petitioner and Ms. Mahima, AAG, Haryana representing the State.

The petitioner is in custody since 1.5.2014. The complainant stands examined during the trial. Co-accused of the petitioner against whom there were identical allegations has already been enlarged on bail.

The trial is still likely to take some time. In view of aforesaid facts and circumstances and lest any expression above may prejudice the case of either side and there being no plausible ground to detain the petitioner in custody, he is admitted to bail, subject to his furnishing bail/surety bonds, to the satisfaction of Chief Judicial Magistrate/Duty Magistrate, Fatehabad.

April 07, 2015
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(SNEH PRASHAR)
JUDGE