

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

**CRM-M No.12014 of 2016 (O&M)
Date of Decision: 21.04.2016**

Mandeep @ Mussi

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Munish Kumar Garg, Advocate for the petitioner.

Mr. Gaurav Dhir, Deputy Advocate General, Haryana
for the respondent/State assisted by ASI Roshan Lal.

JASWANT SINGH, J. (Oral)

Present petition is for grant of regular bail under Section 439 Cr.P.C. on behalf of the petitioner/accused-Mandeep @ Mussi in case FIR No.236 dated 01.10.2015, under Sections 307, 285, 147, 149, 506 of the Indian Penal Code and Sections 25/54/59 of the Arms Act, registered with Police Station City Narwana, District Jind.

As per the eye-witness account of the complainant-Shamsher Singh, his son-Avneet was waylaid and fired upon by Leela Chopra, which hit Avneet on the right backside. The co-accused/non-applicant Dipi Chopra is alleged to have fired in the air upon sighting the rescuers to facilitate them get away.

The role attributed to the present petitioner-Mandeep @ Mussi is of accompanying the main accused.

It is contended that neither the petitioner is alleged to be armed with any weapon nor any overt act has been attributed. There is one injury only suffered by the injured-Avneet, which is attributed to co-accused Kuldeep @ Leela.

The petitioner is stated to be in custody since 07.10.2015 and after completion of the investigations, challan has been filed where 17 PWs have been cited. The petitioner is stated to be not involved in any other criminal case.

Learned State Counsel, assisted by ASI Roshan Lal, is unable to refute the aforesaid factual position.

Without commenting on the merits of the case, keeping in view the custody period, no role attributed to the petitioner and the fact that trial is not likely to be concluded in near future, this Court finds that petitioner/accused deserves the concession of regular bail and as such he is ordered to be released on bail to the satisfaction of CJM/Duty Magistrate concerned.

Disposed of.

April 21, 2016
Gagan

(JASWANT SINGH)
JUDGE