

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Criminal Misc. No. M-24772 of 2016

Date of decision : July 28, 2016

Shahrukh

....Petitioner

versus

State of Haryana

....Respondent

Coram: Hon'ble Mr. Justice Fateh Deep Singh

Present : Mr. JS Saneta, Advocate, for the petitioner
Mr. Munish Sharma, AAG, Haryana, for the respondent

Fateh Deep Singh, J. (Oral)

The allegations against petitioner Shahrukh in this regular petition under section 438 Cr.P.C. are that on 3.7.2014, police party headed by SI Ram Kumar was patrolling and then a person from TATA-407 fired on them thrice. It is contended that the petitioner was never named in the FIR and it was subsequent thereto after three months his name has been cropped up and he is in custody since 31.3.2016. The aforesaid factual position is conceded at bar by the learned State counsel.

Having regard to the fact that the petitioner is in custody since 31.3.2016 and the trial is not likely to be concluded in near future and culpability, if any, shall be determined at the time of trial, 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 learned Chief Judicial Magistrate/Duty Magistrate, Panipat.

The present petition stands disposed off accordingly.

July 28, 2016
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(Fateh Deep Singh)
Judge

Whether speaking/reasoned ? Yes/No

Whether Reportable ? Yes/No