

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

**CRM No.M-27802 of 2015 (O&M)**

**Date of Decision: 12.01.2016**

Hemant @ Hemu

... Petitioner

Versus

State of Haryana

... Respondent

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

Present:- Mr. Gautam Dutt, Advocate for the petitioner.  
Mr. Deepak K. Grewal, DAG, Haryana.

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**TEJINDER SINGH DHINDSA.J.**

Petitioner seeks the benefit of regular bail pending trial in case FIR No.340 dated 13.05.2015, under Sections 307/34 IPC and Sections 25/54/59 of the Arms Act, registered at Police Station Sector-10, Gurgaon.

Injured in the present case is Anil Kumar. Allegation against the present petitioner is with respect to having fired a shot at Anil Kumar which hit him in the abdominal area. The weapon in question is alleged to have been recovered from the present petitioner.

Counsel appearing for the petitioner would submit that the petitioner is in custody since 16.05.2015. The discharge summary of the injured Anil Kumar has been produced in Court and which would reflect the date of admission as 15.05.2013 and date of discharge as 16.05.2013. In terms of such document a bullet injury to the complainant is clearly reflected but there is no organ injury. Injured had been observed in the ICU for 24 hours and there was no deterioration of the vitals.

Learned State counsel has apprised the Court that out of 21 prosecution witnesses cited only 3 have been examined till date. The trial as such would take time to conclude.

The petitioner otherwise is not stated to be a habitual offender and is not involved in any other criminal proceedings.

As such, without making any observations on merits and keeping in view the length of incarceration already suffered by him, he is held entitled to the benefit of bail.

Petition is allowed. Petitioner be enlarged on bail subject to the satisfaction of CJM/Duty Magistrate, Gurgaon.

Disposed of.

**12.01.2016**

*harjeet*

**(TEJINDER SINGH DHINDSA)  
JUDGE**