

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

CRM No.M-30001 of 2016 (O&M)

Date of decision: 08.09.2016

Manoj @ Monti

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. M.S. Kathuria, Advocate for
Mr. Rakesh Nehra, Advocate for the petitioner.

Mr. Neeraj Poswal, AAG, Haryana.

Jitendra Chauhan, J. (Oral)

By filing the present petition, under Section 439 of the Code of Criminal Procedure, the petitioner has sought regular bail in FIR No. 341 dated 26.04.2015, registered under Sections 186, 353, 307 IPC and Section 25 of Arms Act, at Police Station Jhajjar, District Jhajjar.

Learned counsel for the petitioner states it is a case of no injury. The allegations against the petitioner is that he fired shot on police party, however, no weapon was recovered from the petitioner. The petitioner has been reflected as driver of the vehicle in the FIR. He further states that co-accused, Surender @ Sunder, who allegedly fired shots upon the police party has been admitted to bail by this

Court, vide order dated 16.05.2016. The petitioner is in custody since 26.04.2015.

On the other hand, learned State counsel opposes the bail application and states that petitioner is driver of the vehicle and was arrested from the spot.

I have heard learned counsel for the parties and perused the record.

Considering the fact that the co-accused Surender @ Sunder from whom the recovery of weapon of offence was effected has been admitted to bail and out of total 18 PWs, none has been examined so far, therefore, it can be safely inferred that the trial is not likely to be concluded in the near future, without adverting to the merits of the instant case, this petition is allowed. The petitioner be admitted to bail during the pendency of trial, on his furnishing bail bonds and surety bonds, to the satisfaction of the trial Court.

Anything said herein above shall not be construed as an expression of opinion on the merits of the case.

08.09.2016

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(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No