

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

**CRM-30699 of 2016 in/and
CRM-M No.31595 of 2016 (O&M)
Date of decision : 03.10.2016**

Bobby

..... Petitioner

versus

State of Haryana

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr.Punit Malik, Advocate
for the applicant-petitioner.

Mr. Deepak Grewal, DAG, Haryana.

AJAY TEWARI, J. (Oral)

CRM-30699 of 2016

For the reasons recorded, application is allowed. Documents
are taken on record.

CRM-M No.31595 of 2016

This petition has been filed under Section 439 Cr.P.C. for grant
of regular bail to the petitioner in case F.I.R. No.450 dated 25.08.2015
registered under Sections 302/120-B/201/212 IPC and Section 25 of Arms
Act at Police Station Palam Vihar, District Gurgaon.

As per the allegations in the FIR the main accused who had
shot the deceased was Neetu @ Abhishek and as per the material and

evidence on the record till today, the petitioner is only shown to be present at the spot and he has undergone more than one year custody and no blow is attributed to him.

Learned Deputy Advocate General on instructions from ASI Sanjiv Kumar has accepted these factual assertions but states that the petitioner would definitely be guilty under Section 34/149 IPC.

Be that as it may, keeping in view the above facts and the period of incarceration already suffered by the petitioner, without going into the merits of the case, I deem it appropriate to release the petitioner on regular bail to the satisfaction of the trial Court/Duty Magistrate.

Ordered accordingly.

Petition stands allowed.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

03.10.2016

pooja sharma-I

(AJAY TEWARI)
JUDGE

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