

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

CRM -M-36157 of 2016 (O&M)

Date of decision: 21.10.2016

Mandeep @ Bittu

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. Ram Niwas Kush, Advocate for the petitioner(s).

Mr. Neeraj Poswal, AAG, Haryana
assisted by HC Sanjeev Kumar.

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. 925 dated 23.10.2015, registered under Sections 147, 148, 307, 323, 324 of IPC and Section 25 of Arms Act, at Police Station Civil Lines Hisar, District Hisar.

It is contended that the petitioner is neither named in the FIR nor any specific role has been attributed to the petitioner. Only the presence of the petitioner has been shown. He is not involved in any other FIR. The petitioner is in custody since 28.12.2015.

On the other hand, the learned State counsel opposes the bail application and states that the petitioner has been specifically

named in the FIR. Petitioner Mandeep @ Bittu and Bittu son of Raju is one of the same person, however, he fairly admits that the petitioner has not been attributed any injury and he is not involved in any other FIR.

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

Considering the fact that no injury has been attributed to the petitioner; he is in custody since 28.12.2015 and out of total 17 PWs, none has been examined so far; therefore, it can safely be 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.

21.10.2016
sumit.k

(JITENDRA CHAUHAN)
JUDGE

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