

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

CRM-M No. 39383 of 2016
Date of decision : November 22, 2016

Rajesh

..... Petitioner

v.

State of Haryana

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. Narender Kaajla, Advocate
for the petitioner.

Mr. Satish Saini, DAG Haryana

Mr. Subhash Godara, Advocate
for the complainant.

Ajay Tewari, J (Oral)

The petitioner seeks grant of regular bail in case FIR No.416, dated 18.5.2016, registered under Sections 307, 341, 120-B, 34 of the IPC and Sections 25, 54, 59 of the Arms Act, at Police Station Sadar Hisar.

Counsel for the petitioner has argued that the petitioner has

not been named and at the most allegation against him can be that he was

driving one of the motor cycles but there is no evidence to that effect and the only material against him is the disclosure statement of the co-accused and that he has now been in custody for more than six months.

Learned DAG Haryana as well as counsel for the complainant have accepted the fact that the petitioner was not named but have argued that the later investigation revealed that the pistol used in the attack was provided by the petitioner and the same has also been recovered from him.

Be that as it may, without commenting upon the merits of the case, and keeping in view the role attributed to the petitioner and the period of custody already suffered by him, I do not deem it appropriate to deny the concession of regular bail to him.

Bail to the satisfaction of the trial Court/Duty Magistrate.

Petition stands disposed of.

November 22, 2016
'kk'

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned:

Yes/No

Whether Reportable:

Yes/No