

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

**Criminal Misc. No. M-42868 of 2016
Date of Decision:-21.12.2016**

Vinod Kumar

...Petitioner

Versus

U.T. Chandigarh

...Respondent

CORAM:- HON'BLE MR. JUSTICE HARI PAL VERMA

Present:- Mr. Durga Dutt Sharma, Advocate
for the petitioner.

Mr. Gautam Dutt, APP for U.T. Chandigarh.

HARI PAL VERMA J.(Oral)

Prayer in this petition filed under Section 439 Cr.P.C. is for grant of regular bail to the petitioner during pendency of trial in case FIR No.108 dated 9.7.2016, under Sections 307/34 IPC (later on Sections 147, 149, 148 IPC and Section 25 of the Arms Act were added), registered at Police Station Sector 11, Chandigarh.

Learned counsel for the petitioner states that similarly placed co-accused Sunny Kumar @ Gahila has been admitted on regular bail by this Court vide order dated 21.10.2016 in CRM-M-35838 of 2016 titled 'Sunny Kumar @ Gahila and another vs. U.T. Chandigarh'. He further states that no injury has been attributed to the petitioner and the only injury i.e. firearm injury, has been attributed to co-accused Rahul @ Chikna. The

petitioner is in custody since 20.7.2016.

Learned counsel appearing for the U.T. Chandigarh on instructions from ASI Labh Singh does not dispute the aforesaid facts.

I have heard learned counsel for the parties.

Considering the fact that petitioner is in custody since 20.7.2016 and no fire-arm injury has been attributed to him, I deem it appropriate to allow the present petition for grant of regular bail to the petitioner.

Accordingly, the present petition is accepted and the petitioner is ordered to be released on regular bail, subject to his furnishing bail/surety bonds to the satisfaction of the trial Court.

December 21, 2016
Vijay Asija

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned

Yes / No

Whether Reportable

Yes / No