

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

CRM -M-18895 of 2017 (O&M)

Date of decision: 01.06.2017

Anshul

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. Sant Lal Barwala, Advocate for the petitioner.

Mr. Saurabh Mohunta, DAG, Haryana
assisted by ASI Jagat Singh.

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. 403 dated 13.05.2016, registered under Sections 399 and 402 of IPC and Section 25 of Arms Act, at Police Station Sadar, Hisar.

It is contended that no recovery as asserted by the prosecution was effected from the petitioner. There is nothing on record except the police version against the petitioner. The FIR does not make out a case under Sections 399 and 402 of IPC. The challan stands presented. He further states that earlier also, the petitioner in the similar manner was falsely implicated in another FIR wherein he has been admitted to bail. The petitioner is the only bread earner of his family and he is in custody since 13.05.2016.

On the other hand, the learned State counsel opposes the bail application and states that the petitioner was arrested from the spot and recovery of .315 bore pistol and one live cartridge was effected.

Heard.

Considering the fact that the investigation stands concluded; the challan has been presented; all the prosecution witnesses are the police officials; the conclusion of trial will take a long time, without advertng 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 Duty Magistrate/trial Court.

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

01.06.2017

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(JITENDRA CHAUHAN)
JUDGE

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