

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

CRL. MISC. No.M-27445 OF 2017
DATE OF DECISION : 5th SEPTEMBER, 2017

Manish alias Monu

.... Petitioner

Versus

State of Haryana

.... Respondent

CORAM : HON'BLE MR. JUSTICE A. B. CHAUDHARI

* * * *

Present : Mr. Sarfraj Hussain, Advocate for the petitioner.

Ms. Tanushree Gupta, DAG, Haryana.

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A. B. CHAUDHARI, J. (ORAL)

The petitioner has filed this petition under Section 439 Cr.P.C. seeking regular bail in FIR No.103 dated 09.04.2016 registered under Sections 148, 307, 109, 120-B, 149 IPC and Sections 25, 54, 59 of the Arms Act at Police Station City Rewari, District Rewari.

Heard learned counsel for the rival parties.

This Court did not grant bail to the petitioner awaiting the examination of the victim before the trial Court. Accordingly, now the victim has been examined as PW-1. In the statement except the presence of the petitioner, nothing has been stated against the petitioner.

Learned State counsel submits that application under Section 311 Cr.P.C. was moved before the trial Court. The petitioner was arrested on 13.04.2016 and since then he is in jail.

In my opinion, looking to the prima facie case made out by the petitioner he is entitled to grant of bail, therefore is it not necessary to continue his detention indefinitely as under trial.

In that view of the matter, I make the following order:

ORDER

- (i) CRL. MISC. No.M-27445 OF 2017 is allowed.
- (ii) The petitioner be released on bail to the satisfaction of the concerned CJM/Duty Magistrate.

5th SEPTEMBER, 2017
‘raj’

(A. B. CHAUDHARI)
JUDGE

<i>Whether speaking/reasoned:</i>	<i>Yes</i>	<i>No</i>
<i>Whether Reportable:</i>	<i>Yes</i>	<i>No</i>