

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

CRM No.M-41926 of 2016 (O&M)

Date of Decision: March 22, 2017

Asim alias Aasim

...Petitioner

VERSUS

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr.Keshav Pratap Singh, Advocate
for the petitioner.

Mr.B.S.Virk, Deputy Advocate General, Haryana
for the respondent-State.

Mr.Mohd. Arshad, Advocate
for the complainant.

INDERJIT SINGH, J.

Petitioner has filed this third petition under Section 439 Cr.P.C. for grant of regular bail in case FIR No.258 dated 19.07.2015 under Sections 148, 149, 323, 325, 307, 395, 397, 452, 506 IPC and Section 25 of the Arms Act, registered at Police Station Tauru, District Mewat.

Notice of motion was issued. Learned State counsel as well as learned counsel for the complainant appeared and contested the petition.

I have heard learned counsel for the parties as well as learned State counsel and have gone through the record.

From the record, I find that the present petitioner is named in

the FIR. He was stated to be armed with country made rifle, from which he

fired shot. Learned counsel for the petitioner contended that the fire shot did not hit anybody, whereas learned State counsel as well as learned counsel for the complainant stated that fire shot hit on the thumb of one of the injured. In the present case, there are 26 injured persons.

Keeping in view the facts and circumstances of the present case and in view of the fact that petitioner was armed with deadly weapon and has taken active participation in the commission of the offence by firing shot from the country made rifle, I do not find it a fit case where the petitioner is entitled to benefit of bail.

Therefore, finding no merit in the present petition, the same is dismissed.

March 22, 2017
Vgulati

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
No