

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

CRM-M No. 5483 of 2017

Date of Decision: 23.02.2017

SHEKHAR

-PETITIONER

VS

STATE OF HARYANA

-RESPONDENT

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

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

Mr. Pradeep Prakash Chahar, D.A.G., Haryana.

RAJ MOHAN SINGH, J. (ORAL)

Petitioner has filed this petition for grant of regular bail in case bearing FIR No. 616 dated 08.07.2016 under Sections 307/34 of IPC and Section 25-54-59 of Arms Act, registered at Police Station City Hisar.

The FIR was got registered by the complainant with the allegations that on 08.07.2016, at about 11/11.30 a.m., when he was present in the office of Dharmender and when

Dharmender went in the street for urination, two boys came on a motorcycle with muffled faces. They were armed with pistol. They opened fire at Dharmender with an intention to kill him.

Statement of Dharmender was recorded on 11.07.2016 wherein he has stated that there was a money exchange between him and Shekhar (petitioner) for the last two years. He was owing Rs.20,000/- towards Shekhar. On demand, the amount was not returned. On 07.07.2016 also, demand was made. On 08.07.2016, Shekhar and Manjit came to his office to settle the account. Manjit caught hold of him from his collar and there was exchange of hot words. He came outside of the office and the petitioner opened fire from his pistol with an intention to kill him. He sat down and raised alarm which attracted other persons. Dharmender was examined as PW2 and has not supported the prosecution case. He was cross-examined by the prosecution, but nothing incriminating could come on record.

Co-accused Manjit has already been granted bail.

Learned State counsel on instructions from ASI Om Parkash submits that the next date before the trial Court is 20.03.2017 for remaining prosecution witnesses. Out of total 11 witnesses, 5 witnesses have already been examined.

Looking to the facts and circumstances of the case, particularly in view of the fact that the petitioner is in custody since 19.08.2016, I deem it appropriate to enlarge the petitioner on regular bail. The petitioner is ordered to be released on bail on his furnishing adequate bail bonds/surety bonds subject to the satisfaction of the trial Court.

Nothing expressed hereinabove would be construed to be an expression of any opinion on merits of the case.

23.02.2017

*jyoti Y.***(RAJ MOHAN SINGH)****JUDGE****Whether Reasoned/Speaking****Yes/No****Whether Reportable****Yes/No**