

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

**CRM-M No.9718 of 2017
Date of Decision: 06.04.2017**

SabeerPetitioner

Versus

State of Haryana ... Respondent

CORAM:-HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present:Mr. Rahul Rathore, Advocate
for the petitioner.

Mr. P.P. Chahar, DAG, Haryana.

RAJ MOHAN SINGH, J.(ORAL)

Petitioner seeks grant of regular bail under Section 439 Cr.P.C in case bearing FIR No.280 dated 15.10.2016, registered under Sections 148/149/186/353/307/427/506 IPC and 25/54/59 of the Arms Act, at Police Station Kunjpura, District Karnal.

Petitioner has not been named in the FIR. FIR No.119 dated 16.11.2016 was registered under Sections 279, 336, 427, 307 IPC, Section 13(2) GHS Act, 2015, Section 25 of the Arms Act and Section 11 of the Prevention of Cruelty to Animals Act, 1960, at Police Station Dhand, District Kaithal in which petitioner was arrested and he made first disclosure statement on 17.11.2016 to the extent of his complicity in the said case. In the second disclosure statement dated 20.11.2016, he adopted the same stand, whereas in the third disclosure statement made on

21.11.2016, he narrated his complicity viz-a-viz the other persons in the present case as well. Co-accused Rukma @ Rukamdeep has already been granted regular bail in the present case vide order dated 22.02.2017 by this Court after noticing the fact that according to the complainant, 15-15 rounds of AK-47 were fired by ASI Bhale Ram and EHC Naresh Kumar, 10 rounds were fired by ASI Singh Raj, 4 rounds were fired by ASI Shailender, 6 rounds were fired by SI Rakesh Kumar, 6 rounds were fired by HC Ravinder Singh and 2 rounds were fired by the complainant-SI, but none was injured, particularly when the alleged occurrence took place in the night time. Damage to the official car was allegedly done by TATA 407 of the assailant party and the said TATA 407 was not recovered.

Keeping in view the facts and circumstances of the case, I think, the case of the petitioner is on parity with the person namely Rukma @ Rukamdeep who has already been granted regular bail by this Court in CRM-M No.3015 of 2017 on 22.02.2017. Petitioner has already been granted regular bail in case bearing FIR No.119 dated 16.11.2016.

In view of the above, without advertng to the merits of the case, it will be just and expedient to grant concession of regular bail to the petitioner.

Let the petitioner be enlarged on regular bail, subject to his furnishing adequate bail bonds/surety bonds 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.

06.04.2017
prince

(RAJ MOHAN SINGH)
JUDGE

Whether Reasoned/Speaking

Yes/No

Whether Reportable

Yes/No