

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

**CRM NO. M-19858 OF 2018
DECIDED ON : 16.05.2018**

Naveen @ Chhout

...Petitioner

versus

State of Haryana

...Respondent

CORAM : HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present : Mr. Sandeep Arora, Advocate,
for the petitioner.

Mr. Satish Saini, DAG, Haryana.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking regular bail in FIR No.195 dated 31.07.2017 under Sections 148/149/307 IPC and Section 25 of the Arms Act registered at Police Station Barauda, Gohana.

Learned counsel for the petitioner contends that the petitioner is not named in the FIR, wherein the complainant has specifically named three co-accused, who are stated to have caused fire arm injury to brother of the complainant. The petitioner was arraigned as an accused on the disclosure statement of one of the co-accused who stated that they had travelled on the motorcycle of the petitioner. He also contends that injured was examined as PW-1, complainant was examined as PW-2, two other alleged eye witnesses were examined as PW-3 and PW-4 but neither of the four witnesses have supported the prosecution story nor named the petitioner in any

manner about his complicity in the crime. He further contends that the petitioner is in custody for over 09 months ever since his arrest on 09.08.2017 and is not involved in any other case.

Learned State counsel, upon instructions from ASI Sat Pal, does not controvert the averments of learned counsel for the petitioner.

Heard.

In view of the submissions made by learned counsel for the petitioner, especially when the petitioner has not been named by the witnesses and he is in custody for over 09 months, I deem it a fit case to grant him the concession of regular bail.

Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed. Petitioner Naveen @ Chhout is ordered to be released on regular bail on his furnishing bonds to the satisfaction of trial Court/Duty Magistrate.

(ANUPINDER SINGH GREWAL)
JUDGE

MAY 16, 2018

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1. Whether speaking/reasoned : YES/NO
2. Whether reportable : YES/NO