

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

CRM-M-22554-2017 (O&M)

Date of decision:06.02.2018

Ravi

... Petitioner

Vs.

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA.

Present: Mr. Deepanshu Matya, Advocate for the petitioner.

Mr. Ashish Yadav, Additional Advocate General, Haryana.

...

TEJINDER SINGH DHINDSA, J. (ORAL).

Petitioner seeks benefit of regular bail pending trial in case FIR No.214, dated 16.08.2016, under Sections 307/34 IPC and Sections 25/54/59 of the Arms Act, registered at Police Station Sector 55-56, Gurugram, District Gurugram.

Counsel for the parties have been heard at length.

FIR came to be registered on the statement of Manoj Kumar in relation to an alleged occurrence dated 16.08.2016.

The specific allegation against the petitioner is with regard to having fired upon Satish with the aid of a revolver and the shot having lended on his chest. An attempt is also stated to have been made of having fired at Manoj by the petitioner which missed the target.

Petitioner was arrested on 07.09.2016.

It has gone uncontroverted that in the course of trial, material witnesses including the complainant as also injured Satish have already been examined and their deposition stands recorded.

Even though, the allegations against the petitioner are serious in nature and offence under Section 307 IPC has been cited, yet it cannot be lost sight of that the petitioner has faced incarceration for a period of almost 18 months.

The right of a speedy trial to an accused cannot be over emphasized. It is not the case made out on behalf of the State that in case benefit of bail is granted to the petitioner, he would be in a position to hamper the course of the free and fair trial.

In view of the above and without making any observations on merits, prayer is accepted.

Petition is allowed. Petitioner be enlarged on bail subject to satisfaction of the trial Court/Duty Magistrate, concerned.

Disposed of.

06.02.2018

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**

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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |