

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

CRM-M No.271 of 2018 (O&M)

Date of Decision: 21.02.2018

Jagbir

. . . Petitioner

Versus

State of Haryana

. . . Respondent

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Ms. Sharmila Sharma, Advocate
for the applicant-petitioner.

Mr. Munish Sharma, DAG, Haryana.

Sudhir Mittal, J. (Oral)

CRM-4848-2018

The applicant prays for placing on record copy of final report under Section 173 Cr.P.C. (Annexure P-4) and copy of charge-sheet (Annexure P-5).

The application is allowed as prayed for. The documents Annexure P-4 and Annexure P-5 are taken on record.

CRM-M No.271 of 2018

This petition has been filed for grant of regular bail in case FIR No. 484, dated 28.10.2016, under Sections 307, 120-B, 34 of the Indian Penal Code and Section 25 of the Arms Act, 1959, Police Station, Ganaur, District Sonapat.

Learned counsel for the petitioner contends that the petitioner has been in custody since 26.02.2017 and as per allegations in the FIR, shot allegedly fired by him did not cause any injury. She further contends that even injury allegedly caused by co-accused, is simple in nature and therefore, Section 307 IPC is not attracted. She states that the brothers of the petitioner were murdered by the complainant in which 11 persons including the complainant have been convicted and the present FIR is only counter blast.

The above said factual position has not been disputed by learned State counsel. On being asked about the stage of case, learned State counsel submits that the challan stands presented, charges have been framed and one PW has already been examined.

Keeping in view the fact that no injury has been caused by the petitioner and that the investigation in the case is complete, no useful purpose would be served by keeping the petitioner in custody as trial of the case is not likely to be concluded at an early date and he is in custody since 26.02.2017.

Accordingly, the petition is allowed and the petitioner is ordered to be released on bail on his furnishing bail and surety bonds to the satisfaction of learned trial Court concerned.

[SUDHIR MITTAL]
JUDGE

February 21, 2018
sachin

Whether Speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No