

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRM-M-32579-2018

Date of decision: 07.08.2018

Kulvinder

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN

PRESENT: Mr. AK Malik, Advocate for the petitioner.

Mr. Yashwinder Singh, DAG, Haryana.

RAMENDRA JAIN, J. (ORAL)

1. Through this petition under Section 439 Cr.P.C., petitioner-Kulvinder, has prayed for grant of regular bail in case FIR No. 466 dated 30.12.2017 registered under Sections 307, 148 and 149 IPC and Section 25 of the Arms Act at Police Station Ladwa, District Kurukshetra.

2. According to the prosecution, in the night of 29.12.2018, petitioner along with main accused Vikrant and co-accused Arun, Vipin, Jitender, Chhotu Ram and Sanju, fired upon complainant Labh Singh, with intention to kill him.

3. Learned counsel for the petitioner *inter alia* contends that according to complainant-Labh Singh, the petitioner had also fired upon him, but the police did not effect recovery of any fire arm from the petitioner. Co-accused of the petitioner, namely; Vikas @ Pinnu has already been enlarged on bail by the trial Court. The petitioner is in custody since 18.02.2018. Conclusion of trial may take a long time. No useful

purpose would be served by detaining the petitioner in jail.

4. On the other hand, learned State vehemently opposed the submissions made by learned counsel for the petitioner.

5. Considering over-all facts and circumstances, but without expressing any opinion on the merits of the case, the petition is allowed. Consequently, petitioner-Kulvinder, is ordered to be released on bail pending trial, on his furnishing bail bonds and surety bonds, to the satisfaction of trial Court/Duty Magistrate concerned.

August 07, 2018

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**(RAMENDRA JAIN)
JUDGE**

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No