

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

211

**CRM-M No.50820 of 2018.  
Date of Decision: 26.11.2018.**

Hari Om

....Petitioner.

Versus

State of Haryana

....Respondent.

\*\*\*

**CORAM: HON'BLE MR. JUSTICE SHEKHER DHAWAN**

----

**Present:** Mr. Nipun Vashist, Advocate, for the petitioner.

Mr. Neeraj Poswal, Assistant Advocate General, Haryana.

\*\*\*\*

**Shekher Dhawan, J.**

Petitioner is involved in F.I.R. No.395 dated 03.07.2018 under Section 379-B of the Indian Penal Code and Section 25 of the Arms Act, 1959, registered at Police Station Sector-5, Gurugram, District Gurugram.

Learned counsel representing the petitioner contended that the petitioner herein is in custody since 05.07.2018 and trial of the case still to take some more time, so he be released on bail.

Learned State counsel, while opposing the prayer for bail, pointed out that the petitioner is involved in one more case of the similar nature and in that case the occurrence had taken place on the same date i.e. 03.07.2018 and recovery has already been effected in both the case and, as such, the petitioner does not deserve the concession of bail, therefore, the

petition be dismissed.

Having considered the fact that the petitioner is in custody since 05.07.2018 and recovery has already been effected, the trial of the case still to take some more time and no useful purpose would be served by detaining the petitioner behind the bar any more, the present petition is allowed. The petitioner is ordered to be admitted on regular bail on furnishing adequate bail/ surety bonds to the satisfaction of concerned learned trial Judge/ Chief Judicial Magistrate/ Duty Magistrate.

**(SHEKHER DHAWAN)**  
**JUDGE**

**26.11.2018**  
*jitender*

Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No