

CRM-M-6014-2019

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

CRM-M-6014-2019

Date of Decision:13.02.2019

Ashwani

... Petitioner

Versus

State of Haryana and another

... Respondents

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Manoj Kumar Taya, Advocate,
for the petitioner.

Mr. Navdeep Singh, AAG, Haryana.

Mr. Namit Khurana, Advocate,
for respondent No.2.

INDERJIT SINGH, J.

Petitioner has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.1014 dated 18.12.2018, registered at Police Station Assandh, District Karnal, under Sections 307, 506 and 34 of the Indian Penal Code and Section 25 of the Arms Act, 1959.

Notice of motion has been issued. Learned State counsel has appeared on behalf of respondent No.1 and contested this petition.

Respondent No.2 has also appeared through his counsel.

I have heard learned counsel for the parties as well as learned State counsel and gone through the record.

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From the record, I find that it is a case of no injury. As per the prosecution version, the present petitioner had not fired from the pistol, rather co-accused, Mohit had opened fire. It is also stated that compromise has been effected between the parties.

The petitioner has been in custody since 25.12.2018. He is not required for any investigation or interrogation purposes as he is in judicial custody. The trial of case may take a long time. No useful purpose will be served by keeping the petitioner in custody till the final disposal of the case.

Keeping in view the facts and circumstances of the present case; without discussing the facts in minute detail and without expressing any opinion on the merits of the case, this criminal miscellaneous petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing personal bonds in the sum of ₹40,000/- with one surety in the like amount to the satisfaction of the trial Court/Duty Magistrate.

13.02.2019

parveen kumar

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned	:	Yes
Whether reportable	:	No