

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

206

CRM-M-9217 of 2019

Date of decision: 12.03.2019

Ankit @ Dhakku

..Petitioner

Vs.

State of Haryana

..Respondent

CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present: Mr. K.P. Singh, Advocate
for the petitioner.

Mr. Neeraj Poswal, AAG, Haryana
Assisted by S.I. Yudvir Singh.

HARINDER SINGH SIDHU, J.(ORAL)

This petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No.693, dated 19.11.2018, under Sections 307, 34, 216, 120-B IPC and Section 25 of Arms Act, 1959, registered at Police Station Civil Lines, Hisar, District Hisar.

The FIR was lodged on the statement of Sachin, that he along with his uncle Shamsheer Singh who owns a milk diary in the name of Shri Ganapati Milk Diary in Jawahar Nagar, Hisar had gone to the said milk diary on 19.11.2018 at about 8 a.m. When they were present there three boys came to the shop and asked for 1 kg milk. When the complainant opened the fridge for giving them milk, all the three boys started firing at his uncle. Later on 2-3 other boys also came there and started firing on his uncle. His uncle sustained two bullet injuries on left hand and one bullet

injury on his right hand.

Learned counsel for the petitioner states that even as per the prosecution, the petitioner was not present on the spot when the alleged firing took place. He is being sought to be implicated on the statement of co-accused Ajay @ Bachi that the petitioner along with other accused had gone to the milk diary one day before the incident for conducting recce of the spot. The other co-accused are already in custody.

The investigation is complete and the case is fixed for prosecution evidence. The trial may take long time. The petitioner is in custody since 23.11.2018. No useful purpose will be served by the continued detention of the petitioner.

Considering the overall facts and circumstances, but without expressing any opinion on the merits of the case, the petition is allowed. The petitioner-Ankit @ Dhakku is ordered to be released on bail on his furnishing adequate bail bonds and surety bonds to the satisfaction of trial Court/Duty Magistrate, concerned.

March 12, 2019
Poonam Sharma

(HARINDER SINGH SIDHU)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No