

CRM-M-17468-2018

Date of Decision : 19.03.2019

Kuldeep Singh and another

.....Petitioners

versus

State of Haryana

....Respondent

CORAM : HON'BLE MR. JUSTICE FATEH DEEP SINGH**Present:** Mr. Rajnish K. Gupta, Advocate
for the petitioners.Ms. Dimple Jain, AAG, Haryana
for the respondent-State.Mr. G.S. Sandhu, Advocate
for the complainant.**FATEH DEEP SINGH, J. (ORAL)**

The allegations against the petitioners in this second anticipatory bail application filed under Section 438 Cr.P.C in a case bearing FIR No.225 dated 31.12.2016, under Sections 307, 323, 506/34 of the Indian Penal Code and Section 27 of the Arms Act registered at Police Station Guhla, District Kaithal, are that complainant-Karamjit Singh had gone to attend the wedding in the family of Hardeep Singh and while the music was being played, it is alleged that accused/petitioners (also referred to as Kuldeep Singh and Satnam Singh) started firing in the air with their licensed weapons and were asked to desist but they did not stop from doing so. It is alleged that in the melee, the accused persons started threatening and abusing the others and in the process, bullet hit in the stomach of the complainant who was hospitalized leading to the

registration of the present case.

Learned counsel for the petitioners contends that the petitioners have been found innocent during the investigation and have been subsequently summoned with the aid of Section 319 Cr.P.C. and are ready to join the trial.

On instructions from ASI Mahinder Singh, Police Station Guhla, Kaithal, the learned State counsel assisted by learned counsel for the complainant, though does not dispute the facts brought to the notice of this Court but have opposed the grant of bail on the ground of seriousness of allegations and heinousness of offences disentitles him any relief.

Appreciating the submissions, the petitioners have been found innocent during the investigations and therefore, custodial interrogation of the petitioners would not suffice any purpose.

In view of the aforesaid, the present petition is allowed. Petitioners would appear before the Court concerned within 15 days from today and shall be released on bail to the satisfaction of the Trial Court concerned.

19.03.2019

Neha

**(FATEH DEEP SINGH)
JUDGE**

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No