

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

253

CRM-M-22173-2018

DATE OF DECISION: 18.12.2019

NITIN KUMAR @ VASU

... Petitioner(s)

Versus

STATE OF PUNJAB

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Sarabjit Singh Sidhu, Advocate for the petitioner(s).

Mr. Dhruv Dayal, Senior DAG, Punjab.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking regular bail in FIR No.57 dated 28.06.2016, under Sections 307, 34, 120-B of IPC, 1860 and Section 25/54/59 of the Arms Act, 1959, registered at Police Station City Fazilka.

Learned counsel for the petitioner contends that petitioner is not named in the FIR. He has been arraigned as an accused later on, on the statement of one Gaurav Sharma wherein it was alleged that the petitioner had fired gun shots to the injured. The injured namely Ramesh Kumar has fully recovered from the injuries and he has been arraigned as an accused in a case registered under Section 302 of IPC. The petitioner is in custody for over 3 years and 5 months.

Learned State counsel, upon instructions from SI Krishan Lal, states that 16 out of 18 prosecution witnesses have been examined.

Heard.

In view of the submissions of learned counsel for the petitioner, especially when the petitioner is in custody for over 3 years and 5 months, the injured has fully recovered from the injuries and the conclusion of the trial is likely to take some time, I deem it a fit case to grant the concession of regular bail to the petitioner.

Therefore, without expressing any opinion on the merits of the case, the petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

(ANUPINDER SINGH GREWAL)
JUDGE

18.12.2019.

SwarnjitS

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