

In the High Court of Punjab and Haryana at Chandigarh

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CRM-M-15711-2019 (O & M)
Date of Decision: September 13, 2019

AMAN

.....PETITIONER

VERSUS

STATE OF HARYANA

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr.R.N.Lohan, Advocate
for the petitioner.

Mr. Kapil Aggarwal, Addl. AG, Haryana.

ANUPINDER SINGH GREWAL, J (ORAL)

The petitioner is seeking regular bail in FIR No. 459, dated 23.12.2018, under Sections 307/34 of the Indian Penal Code ('IPC' - for short) and Section 25/54/59 of the Arms Act, registered at Police Station Civil Lines, Jind, District Jind.

Learned counsel for the petitioner contends that the petitioner is not named in the FIR and has been arraigned as an accused on the supplementary statement of the injured recorded after seven days of the occurrence. He contends that the petitioner was 18 years old at the time of the occurrence and at present, he is about 19 years of age. The complainant and the injured witness have not supported the prosecution case in their testimonies before the trial Court. The petitioner is in custody for over 8 months since 31.12.2018.

Learned State counsel upon instructions from ASI Vinod Kumar is not in a position to controvert the submission made by learned counsel for the petitioner that the complainant and the injured witness have not supported the prosecution case.

Heard.

In view of the submissions of learned counsel for the petitioner especially when the petitioner is 19 years of age, he is in custody for over 08 months and the complainant and the injured witness have not supported the prosecution case, 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 instant 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

September 13, 2019

A.Kaundal

Whether speaking/ reasoned	:	Yes/No
Whether Reportable	:	Yes/No