

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

**CRM-M No.21427 of 2019 (O&M)
Date of decision : 16.05.2019**

Ajay

..... Petitioner

versus

State of Haryana

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. Surinder Dagar, Advocate
for the petitioner.

Mr. Surender Singh, AAG, Haryana.

AJAY TEWARI, J. (Oral)

This petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case F.I.R. No.175 dated 20.06.2018 registered under Sections 148/149/302/506/285 IPC and Section 25 of the Arms Act, 1959 at Police Station Hathin, District Palwal.

Counsel for the petitioner states that as per the allegation Vishnu had fired the bullet and the petitioner was not named in the FIR and was subsequently involved on the basis of supplementary statement of the complainant but now while giving his testimony the complainant has not identified the petitioner. He further states that the petitioner has been in custody for more than 9 months.

Custody certificate dated 15.05.2019 filed by way of affidavit of Rohan Singh, Deputy Superintendent, District Prison (Faridabad),

opposite. As per custody certificate, the petitioner has been in custody for 09 months & 02 days and no other case is pending against him.

Learned State counsel on instructions from ASI Fateh Singh has accepted these factual assertions.

Be that as it may and keeping in view the above facts and the period of incarceration already suffered by the petitioner and without going into the merits of the case, I deem it appropriate to release the petitioner on regular bail to the satisfaction of the concerned CJM/Illaqa Magistrate/Duty Magistrate.

Ordered accordingly.

Petition stands allowed.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

16.05.2019

pooja sharma-I

**(AJAY TEWARI)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether Reportable :

Yes/No