

1) Date of Decision: 17.09.2019
 Crl. Misc. No.M-22083 of 2019(O&M)

Sudhir @ Sudha ...Petitioner

Versus

State of Haryana ...Respondent

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Mr. Uday Chauhan, Advocate, for the petitioner.
in CRM-M-10686 of 2019 and
Mr. Naresh Kumar, Advocate, for the complainant

Mr. Surinder Singh, AAG, Haryana.

Amol Rattan Singh, J. (Oral)

VIKAS CHANDER
2019.09.23 11:18

The role attributed to Rohit, the petitioner in CRM-M-10686 of 2019, is stated to be that he inflicted a gun shot injury below the calf of the complainant, and also hit him on the head with a sharpened weapon which is stated to have resulted in a fracture to the skull.

Learned State counsel on instructions from the police official who is present in Court to assist him, submits that the report has been submitted to the competent court, with the charges having been framed.

The said petitioner already having remained in custody for the past 8 ½ months, the trial court is directed to ensure that the complainant, and any other eye witness, are examined at the outset before the next date of hearing before this Court.

As regards, the petitioner in CRM-M-22083 of 2019, i.e. Sudhir @ Sudha, no overt-act is stated to have been attributed to him other than the fact that he was accompanying the prime accused, Rohit, along with others.

The country made pistol with which the aforesaid Rohit is alleged to have fired upon the complainant, is stated to have been supplied to him by Sudhir @ Sudha, but is also stated to have been recovered.

He having undergone 6 months and 4 days of actual custody as of 16.09.2019, CRM-M-22083 of 2019 is allowed, especially in view of the fact that there are 23 witnesses still to be examined.

Consequently, the petitioner in CRM-M-22083 of 2019 (Sudhir @ Sudha) would be enlarged on bail, upon his furnishing adequate bail and

surety bonds to the satisfaction of the trial Court.

As regards Rohit, i.e. the petitioner in CRM-M-10686 of 2019, the case is adjourned to 04.11.2019.

A copy of this order be placed on the file of the other connected matter too.

17.09.2019
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(Amol Rattan Singh)
Judge

Whether reasoned/speaking: Yes
Whether reportable: no