

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Criminal Misc.-M-22129 of 2019.

Date of Decision: September 12, 2019.

Ajay Kumar @ Nambardar

.....Petitioner

versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR.JUSTICE ANIL KSHETARPAL.

Present: Mr.S.S.Sahu, Advocate, for the petitioner.
Mr.Munish Bansal, DAG, Haryana.

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Anil Kshetarpal, J. (Oral)

Petitioner-Ajay Kumar prays for regular bail in FIR No.277 dated 15.12.2018 registered under Sections 148, 149, 323, 307, 506 IPC, at Police Station Bhattu Kalan, Tehsil and District Fatehabad.

As per the case of the prosecution, petitioner had fired a shot with pistol towards the first informant. However, since the first informant fell down on the earth, fire shot passed near his head.

Learned counsel for the petitioner submits that remaining co-accused have been released on bail and since it is a case of no injury, therefore, the petitioner should be granted concession of regular bail.

On the other hand, learned State counsel, on instructions from ASI Bhim Singh, has submitted that the petitioner is a habitual offender as he is involved in FIR dated 09.05.2017 under the NDPS Act, 1985. He further submits that there is another FIR against the petitioner dated 07.12.2018 under Section 392 IPC at Police Station Dheen, District Sirsa. He further submits that co-accused of the petitioner have jumped the bail, due to which there is delay in conclusion of the trial.

Keeping in view the facts and circumstances of the case, this Court is of the opinion that the petitioner does not deserve the concession of bail.

Dismissed.

September 12, 2019

mohinder

(ANIL KSHETARPAL)
JUDGE

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