

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

CRM-M- 51274-2018

Date of Decision: 11.01.2019

Uttam @ Chhota

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Rajesh Gupta, Advocate for the petitioner.

Mr. Sharad Kumar Yadav, Deputy Advocate General, Haryana.

INDERJIT SINGH, J.

Petitioner Uttam @ Chhota has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.484 dated 07.09.2017, registered at Police Station Ganaur, District Sonipat, under Sections 307 and 120-B read with Section 34 IPC and Section 25 of the Arms Act, 1869.

Notice of motion has been issued.

Learned State counsel appeared and contested the instant petition.

I have heard learned counsel for the petitioner as well as learned State counsel and gone through the record.

The FIR in the present case has been registered on the statement of complainant Mohit. The present petitioner is stated to have fired towards the chest of the complainant with country made pistol and he (complainant) started running. Other co-accused also fired on him.

Learned counsel for the petitioner submitted that complainant Mohit and another eye-witness Rajesh have not supported the prosecution case and turned hostile.

The petitioner has been in custody since 02.10.2017. He is not required for any investigation or interrogation purposes as he is in judicial custody. The trial of the case may take long time. No useful purpose will be served by keeping him in custody till the final disposal of the case.

Keeping in view the facts and circumstances of the present case; without discussing the facts in minute detail and without expressing any opinion on the merits of the case, this criminal miscellaneous petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing personal bonds in the sum of ₹50,000/- with one surety in the like amount to the satisfaction of the trial Court/Duty Magistrate.

11.01.2019

jasmine kaur

**(INDERJIT SINGH)
JUDGE**

Whether speaking/reasoned : Yes
Whether reportable : No