

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

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CRM-M-39239-2019

DATE OF DECISION: 15.10.2019

JITENDER SINGH

... Petitioner

Versus

STATE OF HARYANA

... Respondent

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Bipan Ghai, Senior Advocate with
Mr. Paras Talwar, Advocate for the petitioner.

Mr. D.R. Singla, DAG, Haryana.

Mr. Sidharth Sehgal, Advocate for the complainant.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking regular bail in FIR No.403 dated 26.11.2018, under Sections 307, 188 and 285 IPC and Sections 25/27 of the Arms Act, 1959 registered at Police Station Ladwa, District Kurukshetra.

Learned counsel for the petitioner contends that the allegations in the FIR against the petitioner are that while he was at a marriage function, he had fired gun shots to celebrate the marriage. The gun shots had accidentally hit two persons in their stomach. Both the injured have fully recovered from the injuries. The complainant and other witnesses have not supported the prosecution case in their testimony before the trial Court. The petitioner is not involved in any other case and he is in custody for over 6 months since the date of his arrest on 28.03.2019.

Learned counsel for the complainant has put in appearance on behalf of the complainant and states that the complainant has indeed not supported the prosecution case qua the involvement of the petitioner.

Learned State counsel, upon instructions from ASI Karambir, is not in a position to controvert the submissions of learned counsel for the petitioner. He, however, states that 8 out of 24 witnesses have been examined.

Heard.

In view of the submissions of the learned counsel for the petitioner, especially when the petitioner is in custody for over 6 months, he is not involved in any other case and the conclusion of the trial is likely to take some time, 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

15.10.2019.
SwarnjitS

Whether speaking/reasoned : Yes / No
Whether reportable : Yes / No