

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-8531-2020 (O&M)
Date of decision: 07.08.2020

Jagat Singh

... Petitioner

Vs.

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Sanjiv Sheoran, Advocate
for the petitioner.

Mr. Kuldeep Tiwari, Addl. AG, Haryana.

Mr. Rahul Deswal, Advocate
for the complainant.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of regular bail in FIR No.177 dated 05.07.2019 under Section 307 read with Section 34 IPC and Section 25/54/59 of Arms Act, registered at Police Station Badli, District Jhajjar.

Learned counsel for the petitioner submits that as per allegations in the FIR, registered at the instance of Janak, one year ago, his neighbour Pritam had committed murder of family of Jagat and name of brother of the complainant Vinod was also there, but he was found innocent in the said case and on that account, the petitioner was having a grudge towards family of the complainant. It is further stated in the FIR that the petitioner fired a shot with the pistol towards the complainant with intention to kill him and he sustained

pallet injuries on the neck and chest.

Learned counsel for the petitioner further submits that as per the MLR, there are three injuries, which are simple in nature. It is further submitted that the petitioner is not involved in any other case; he has no previous criminal history; he is in custody since 13.07.2019; investigation is complete and challan stands presented, however, till date, no prosecution witness has been examined due to COVID-19 situation.

Learned State counsel, on instructions from the Investigating Officer, has not disputed the factual position. It is submitted that as per the MLR, there are three abrasions on the body of victim Janak.

Learned counsel for the complainant has opposed the prayer for bail on the ground that intention of the petitioner was to kill the complainant, however, he was saved.

Without commenting anything on merits of the case, considering the aforesaid submissions made by learned counsel for the parties and also in view of the fact that the petitioner is in custody for the last 01 year and 01 month; he is not involved in any other case and the trial is moving at a very slow pace, this petition is allowed and the petitioner is directed to be released on regular bail subject to furnishing his bail/surety bonds to the satisfaction of the trial Court/Illaq Magistrate/Duty Magistrate, concerned.

Petition is disposed of.

[ARVIND SINGH SANGWAN]
JUDGE

07.08.2020
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Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No