

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-15104-2020 (O&M)

Date of Decision: 15.06.2020

Deepak

...Petitioner

Vs.

State of Haryana

...Respondent

CORAM:- HON'BLE MR.JUSTICE RAJIV NARAIN RAINA

Present: Mr. K.D. S. Hooda, Advocate
for the petitioner.

RAJIV NARAIN RAINA, J. (Oral)

1. This case is being taken up for hearing today through video conference due to pandemic of COVID-19.
2. This is the 2nd application filed under Section 439 Code of Criminal Procedure for grant of regular bail to the petitioner pending trial in case FIR No. 654 dated 2.11.2018 under Sections 147, 148, 149. 302 & 307 IPC and Section 25 of the Arms Act, 1959 registered at Police Station Civil Lines, Hisar, District Hisar.
3. Learned counsel for the petitioner contends that he had been falsely implicated in the case and is a victim at the hands of the deceased (Ajay). He further submits that he received gunshot injury on his hip at the hands of Ajay (deceased) who had quarrelled with some unknown person who fired a gunshot in his abdomen. He further submits that it is a case of version and cross-version and nothing is to be recovered from the petitioner.

4. Notice of motion.

5. On the asking of the Court, Mr. Saurabh Mohunta, DAG Haryana accepts notice on behalf of the State.

6. I have heard learned counsel for the parties and gone through the paper-book.

7. The petitioner is in custody since 9.11.2018 and has spent about a year and 7 months in jail. It appears to be a fit and proper case for grant of bail pending trial. In view of the above, this petition is allowed. The petitioner is directed to be released on regular bail subject to his furnishing adequate bail bonds/surety bonds to the satisfaction of the trial Court. Nothing expressed hereinabove would be construed to be an expression of an opinion on merits of the case.

(RAJIV NARAIN RAINA)
JUDGE

15.6.2020

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