

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

212

CRM-M No.22523 of 2020

Date of Decision: August 19th, 2020

Manoj @ Annu

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Sajid Waseem, Advocate
for the petitioner.

Ms. Tanisha Peshawaria, Deputy Advocate General, Haryana.

(PROCEEDINGS THROUGH V.C.)

AUGUSTINE GEORGE MASIH, J. (ORAL)

Petitioner has approached this Court for grant of regular bail in FIR No.43 dated 04.03.2020 registered under Sections 148, 149, 285, 323, 325, 307, 506 IPC and Section 25 of Arms Act at Police Station City, Gurugram, District Gurugram.

It is the contention of learned counsel for the petitioner that the petitioner is alleged to have fired a gunshot in the air. The co-accused of the petitioner namely Shivam @ Dasi has been granted bail by the trial Court vide order dated 27.07.2020 (Annexure P-3). His contention is that the petitioner, therefore, deserves the benefit of grant of bail.

Counsel for the State, on the other hand, contends that from the petitioner a country made *katta* has been recovered. She, however, admits the fact that the allegations against the petitioner is that he has fired the same in the air.

Keeping in view the fact that the co-accused, who had caused injury on the complainant with a gunshot, has been granted the concession of bail, petitioner, who is better placed than the other co-accused, deserves

to be granted the same benefit.

In the light of the above and keeping in view the fact that the trial is not likely to conclude in near future, the present petition is allowed.

Petitioner is ordered to be released on bail to the satisfaction of the trial Court/Chief Judicial Magistrate/Duty Magistrate, Gurugram.

Any observations made hereinabove are for the purpose of disposal of the present petition alone and shall have no bearing on the merit of the case during the trial in any manner.

August 19th, 2020
Puneet

(AUGUSTINE GEORGE MASIH)
JUDGE

Whether speaking/reasoned: Yes

Whether Reportable: No