

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

CRM-M-26737-2020 (O&M)

Date of decision: 03.11.2020

Sunil alias Sonu

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Devinder Singh, Advocate for the petitioner.

Mr. Chetan Sharma, AAG, Haryana.

ANIL KSHETARPAL, J. (ORAL)

The petitioner prays for bail pending trial in a criminal case arising from FIR No.667, dated 05.11.2018, registered under Sections 148, 149, 307 of the Indian Penal Code, 1860 and Section 25 of the Arms Act, 1959 (Section 34 of IPC added later on) at Police Station Civil Lines Hisar, District Hisar.

As per case of the prosecution, Deepak @ Deepu on being attacked suffered a bullet injury on his left hip.

Learned counsel for the petitioner relies upon an order passed by a Coordinate Bench on 14.08.2019, granting bail to co-accused Kuldeep.

On the other hand, learned counsel for the State has drawn the attention of the Court to the fact that the petitioner is named as an accused in the FIR whereas Kuldeep was not named in the FIR. He further pointed

out that on the disclosure statement of the petitioner, a pistol .32 bore was recovered. It has further been pointed out that the petitioner is a habitual offender involved in as many as seven other cases including one for having committed murder. It has further been pointed out that the petitioner after having been convicted in two criminal cases, was declared Proclaimed Offender as he failed to surrender.

Keeping in view the aforesaid facts, the petitioner cannot seek bail on the ground of parity with Kuldeep. It is not in dispute that the prosecution has already recorded deposition of four prosecution witnesses. Hence, no ground to grant bail to the petitioner is made out. Hence, the present petition is dismissed. However, learned trial Court is requested to expedite the trial.

03.11.2020

Pawan

**(ANIL KSHETARPAL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No