

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

CRM-M-40657-2019

Date of decision: 19.5.2020

Abhimanyu @ Monu

.....Petitioner.

vs.

State of Haryana

.....Respondents.

CORAM: - HON'BLE MR. JUSTICE SANJAY KUMAR

Present: - Mr. Shilak Ram Hooda, Advocate for the petitioner.

Mr. Kuldeep Tiwari, Additional Advocate General, Haryana.

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Sanjay Kumar, J. (ORAL)

The petitioner is one amongst the accused in FIR No. 325 dated 26.6.2017 on the file of Police Station Sadar, Bahadurgarh, District Jhajjar, registered under Sections 148, 149, 341, 302, 307 IPC and Section 25 of the Arms Act, 1959. He seeks regular bail under Section 439 Cr.P.C.

Mr. Kuldeep Tiwari, learned Additional Advocate General, Haryana, opposed the bail petition.

Perusal of the record reflects that two persons met with their death in the indiscriminate firing that is alleged to have taken place, wherein the petitioner is stated to have played an active part. This Court is informed that the trial is already under way and 10 out of the 35 proposed witnesses have already been examined.

Mr. Kuldeep Tiwari, learned Additional Advocate General, Haryana, would assert that the petitioner did not even belong to the families involved in the altercation but despite the same, he admittedly participated in the unlawful assembly armed with a country pistol.

In the light of the serious allegations made against the petitioner as to his complicity and overt participation in the commission of the offence involving an unlawful assembly and as the trial is presently in progress, this Court is not inclined to extend any benefit of doubt to the petitioner at this stage.

The bail petition is accordingly dismissed.

(SANJAY KUMAR)
JUDGE

19.5.2020

preeti

whether speaking/non speaking

yes/no

whether reportable/non reportable

yes/no