

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

205

**CRM-M-3996-2021(O&M)
Decided on : 18.03.2021**

ARUN @ VISHAL

... Petitioner(s)

Versus

STATE OF HARYANA

... Respondent(s)

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL
(Through Video Conferencing)

PRESENT: Mr. Sahil Choudhary, Advocate
for the petitioner.

Ms. Tanushree Gupta, DAG Haryana
assisted by ASI Jagdeep Singh.

MANJARI NEHRU KAUL, J. (Oral)

The instant petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No.154, dated 08.07.2020 under Sections 307, 392, 397, 120-B of the IPC and Sections 25, 54 and 59 of the Arms Act, registered at Police Station Chhachhrauli, District Yamunanagar.

On the last date of hearing, learned State counsel had sought adjournment to get her instructions qua the submissions made by the learned counsel for the petitioner with respect to his role in the crime in question.

Today, learned State counsel on instructions from ASI Jagdeep Singh has controverted the submissions made by the learned counsel for the petitioner and has apprised the Court that the petitioner was not nominated as an accused on the basis of disclosure statement of the co-accused as had been submitted on the last date of hearing. She rather submits that the petitioner was arrested on the basis of secret information and a recovery of

one fire-arm along with two live cartridges and Rs.10,000/- in cash was effected from him. She has also submitted that the case of the co-accused who had since been extended the concession of bail was distinguishable from the case of the petitioner as the co-accused had been nominated on the basis of disclosure statement of the present petitioner. She has further submitted that prosecution evidence has not yet commenced

Heard

In the circumstances, this Court does not deem it a fit case to grant the concession of regular bail. The petition stands dismissed. However, it is made clear that anything observed hereinabove shall not be construed as an expression of opinion on the merits of the case.

(MANJARI NEHRU KAUL)
JUDGE

March 18, 2021

S.Sharma(syr)

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