

In the High Court of Punjab and Haryana at Chandigarh

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CRM-M-8617-2021 (O & M)

Date of Decision: March 01, 2021

SHEKHAR

.....PETITIONER

VERSUS

STATE OF HARYANA

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr.Shokeen Singh Verma, Advocate for the petitioner.

Mr. Chetan Sharma, AAG, Haryana.

ANUPINDER SINGH GREWAL, J (ORAL)

The petitioner is seeking regular bail in FIR No.189 dated 01.10.2020, under Sections 148, 149, 307, 323 IPC and Section 25 (1-A) of the Arms Act and Sections 302 IPC and 201 read with Section 149 IPC added later on, registered at Police Station Dujana, District Jhajjar.

Learned counsel for the petitioner contends that the petitioner is not named in the FIR wherein co-accused Sunil was specifically named as having caused a gun shot injury which was the cause of death of the deceased. The petitioner has been arraigned as an accused on the statement of co-accused wherein he is alleged to be present at the place of occurrence empty handed and had given slaps and fist blows. It is also alleged that the deceased along with the injured/complainant had gone to purchase the dog from the accused and on the refusal of the accused to handover their dog, an altercation took place and the co-accused had fired the shot. No motive is attributed to the petitioner. The petitioner is 23 years of age and is not involved in any other criminal case. He

is in custody for about 03 months.

Learned State counsel upon instructions states that the challan has been filed but charges are yet to be framed.

Heard.

In view of the above, especially when the petitioner is not named in the FIR, he has been named on the statement of the co-accused and has been attributed only slaps and fist blows, no motive is attributed to the petitioner, he is not involved in any other criminal case, petitioner is in custody for about 03 months, Covid 19 pandemic and the conclusion of the trial is likely to take some time, I deem it a fit case to grant the concession of regular bail to the petitioner.

Therefore, without expressing any opinion on the merits of the case, the petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

(ANUPINDER SINGH GREWAL)
JUDGE

March 01, 2021
A.Kaundal

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