

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-10754-2021

Date of decision : 05.04.2021

Jitender @ Tony

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. Prashant Singh Chauhan, Advocate
for the petitioner.

Mr. Ramesh Kumar Ambavta, AAG, Haryana
assisted by ASI Ravikant.

(Proceedings conducted through video conferencing)

GURVINDER SINGH GILL, J (ORAL)

1. The petitioner has approached this Court seeking grant of regular bail in respect of a case registered against him vide FIR No.400 dated 09.09.2020 at Police Station Khol, District Rewari, under Sections 307 and 341 of the IPC and Section 25 of the Arms Act, wherein the allegations, in nutshell are to the effect that the petitioner alongwith Tarun @ Moni had fired at the complainant while accused was riding a motorcycle, wherein the petitioner was sitting on the pillion seat.
2. The learned counsel for the petitioner has submitted that it is a case of no injury and in fact the day, the instant FIR was lodged, he was involved in two other identical cases, wherein identical allegations of firing have been levelled against the petitioner, wherein also none is injured. It has been submitted that the petitioner stands released on bail in both the other cases.

3. Opposing the petition, learned State counsel has submitted that the petitioner is a habitual offender having been involved in three other cases and as such, does not deserve the concession of bail. It is, however, not disputed by the learned State counsel that nobody had been injured in the instant case and that the petitioner has been behind bars since the last about six months.
4. I have considered rival submissions addressed before this Court.
5. Bearing in mind the fact that none has been injured in the instant case and also that the petitioner, as on date, has been behind bars since the last about six months, further detention of the petitioner will not serve any useful purpose. The petition, as such, is accepted and the petitioner is ordered to be released on regular bail on his furnishing bail bonds/surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

05.04.2021
Dinesh

(GURVINDER SINGH GILL)
JUDGE

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No