

CRM-M-21181-2021

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

CRM-M-21181-2021 (O & M)

Date of decision: 27.09.2021

Sharukh

...Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Atul Prataap Dhankhar, Advocate,
for the petitioner.

Mr. Pardeep Prakash Chahar, DAG, Haryana.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

CRM-31748-2021

Allowed as prayed for. Annexures P-4 to P-6 are taken on
record, subject to all just exceptions.

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Through this petition, the petitioner seeks regular bail in case
bearing FIR No.512 dated 15.10.2020, registered at Police Station Kundli,
District Sonipat, under Sections 285, 307, 34, 379-B and 511 IPC (Sections
285 and 307 IPC added subsequently) and Section 25 of the Arms Act,
1959.

Learned counsel for the petitioner contends that no injury was
been attributed to the petitioner; that the petitioner has been in custody
since 20.12.2020; that complainant-Jamshed and eye-witness/injured

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Rajender and Naim while appearing in the witness-box as PW 2, PW 4 and PW 5, respectively, have not supported the prosecution and have been declared hostile.

On the other hand, learned State counsel opposes the prayer made in the present petition. However, he does not dispute that the complainant and eye-witness/injured have been declared hostile.

I have heard the learned counsel for the parties.

The petitioner has been in custody since 20.12.2020. Trial is unlikely to conclude any time soon. Therefore, no useful purpose would be served by keeping the petitioner behind the bars.

In view of the above, without commenting anything on the merits, lest it should prejudice the case of either side, the present petition is allowed and the petitioner is ordered to be released on bail on his furnishing bail and surety bonds to the satisfaction of the learned trial Court/Duty Magistrate.

27.09.2021

parveen kumar

(HARNARESH SINGH GILL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No