

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND
HARYANA AT CHANDIGARH

CRM-M No.39419 of 2021

Date of Decision:12.11.2021

Sahil @ Illu

...Petitioner

Versus

State of Haryana

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Sandeep Lather, Advocate
for the petitioner.

Mr. Gurmeet Singh, AAG, Haryana.

JAISHREE THAKUR, J. (ORAL)

This is a petition that has been filed for grant of regular bail to the petitioner in FIR No.30 dated 07.02.2021 registered under Sections 285, 506, 34 of IPC and Sections 25, 54 of the Arms Act, 1959 (Section 3(2)(v) of Scheduled Caste and Scheduled Tribe (Prevention of Atrocities) Act, 1989 added later on) at Police Station Julana, District Jind.

Learned counsel for the petitioner would contend that the petitioner has been falsely implicated in the said matter and is in custody since 10.02.2021. It is argued that the only allegation against the petitioner herein is that he had allegedly fired in air with an illegal pistol. It is further argued that no injuries have been inflicted upon the complainant as would be evident from reading of the FIR itself. It is submitted that one co-accused namely Shankar has already been granted bail in *CRM-M No.18781 of 2021 dated 21.05.2021 titled as Shankar vs. State of Haryana* by a

Co-ordinate Bench. It is further submitted that the matter has been investigated and challan stands presented and therefore, question of influencing the investigation by the petitioner would not arise, thus, prays for grant of regular bail to the petitioner.

Counsel for the respondent-State would oppose grant of regular bail to the petitioner by contending that petitioner is involved in three more cases of similar nature. However, he is not in a position to dispute the fact that matter has been investigated and challan stands presented.

I have heard counsel for the parties. Keeping in view the fact that matter has been investigated and challan stands presented and co-accused has already been granted bail by a Co-ordinate Bench and the fact that trial will take some time to conclude, no useful purpose would be served in keeping the petitioner behind bars. The instant petition is allowed and the petitioner is directed to be released on regular bail on his execution of personal/surety bonds of Rs.50,000/- each to the satisfaction of concerned trial court/Duty Magistrate. However, any observation made herein shall not be construed to be an expression on merits of the case.

November 12, 2021
P.Bhatt

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No