

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH
(through video conferencing)**

CRM-M-37522-2020
Decided on : 19.01.2021

Akshay

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM : HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Vijay Kumar, Advocate
for the petitioner.

Mr. Rajiv Goel, DAG, Haryana.

Manjari Nehru Kaul, J.

Instant petition has been filed under Section 439 Cr.PC for grant of regular bail to the petitioner in case FIR No.32 dated 25.01.2020 registered under Sections 307, 452, 34 IPC, 1860 and Sections 25, 54 and 59 of Arms Act, 1959 at Police Station Butana District Karnal.

Learned counsel for the petitioner inter alia contends that the petitioner, who has been in custody since 13.02.2020, has been falsely implicated in the case in hand. It has been further contended that a fire arm injury has been attributed to the petitioner in the FIR in question. He also submits that only challan has been presented till date and charges are yet to be framed. Hence, there is no likelihood of trial concluding in the near future and prayer has been made that the petitioner be extended the concession of regular bail.

Per contra, learned State counsel while opposing the prayer of learned counsel for the petitioner submits that not only was the petitioner specifically named in the FIR in question but also he has been attributed a

fire arm injury on the left side of the neck of the complainant, which admittedly is a vital part of the body. He on instructions from SI Sukhwinder Singh submits that the petitioner is a man of criminal antecedents inasmuch as there is another case registered against him under the Arms Act.

Heard.

Prima facie there are serious allegations levelled against the petitioner for which he does not deserve the concession of regular bail. Accordingly, the present petition stands dismissed. However, it is made clear that anything observed hereinabove shall not be construed to be an expression of opinion on the merits of the case.

(MANJARI NEHRU KAUL)
JUDGE

19.01.2021

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Whether speaking/reasoned:

Yes/No

Whether reportable :

Yes/No