

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

**CRM-M-42984-2020 (O&M)
Date of Decision:04.01.2021**

Jogender

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present:- Mr. Devender Kumar Mahlawat, Advocate for the petitioner.

Mr. Saurabh Mohunta, DAG, Haryana.

TEJINDER SINGH DHINDSA J.(Oral)

This case has been taken up through Video Conferencing via Webex facility in the light of Pandemic Covid-19 situation and as per instructions.

This is the third petition preferred by the petitioner under Section 439 Cr.P.C. for grant of regular bail pending trial in FIR No.657, dated 21.08.2017, under Sections 148, 149, 323, 325, 307, 506 IPC (Sections 325, 201 and 120-B IPC added later on) and Section 25 of the Arms Act, registered at Police Station Sadar Palwal, District Palwal.

Counsel for the parties have been heard.

As per prosecution version the occurrence is stated to be of 16.08.2017.

Insofar as the present petitioner is concerned, the attribution is of having opened fire in the air.

Investigation in the present case was completed and the challan

was also submitted on 03.04.2020.

It has gone uncontrovered that co-accused Dheeraj @ Kallu and against whom also there was similar allegations of having fired in the air has been granted benefit of bail vide order dated 09.11.2017 passed by the learned Additional Sessions Judge, Palwal at Annexure P-3.

Present petitioner has faced incarceration since 12.01.2020 i.e. over a period of almost one year.

Even though challan was presented on 03.04.2020 but charges have not been framed till date. The trial as such would take time to conclude.

In view of the above and without making any observations on merits, prayer for bail is accepted.

Petitioner be enlarged on bail subject to his furnishing bail bonds/surety bonds to the satisfaction of the Trial Court/Duty Magistrate, Palwal.

Disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

04.01.2021
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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No