

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

CRM-M-2370 of 2022 (O&M)

DECIDED ON: 4th August, 2022

Raghu @ Raghav @ Ajay @ Maniya

.....PETITIONER

VERSUS

State of Haryana

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN.

Present: Mr. Vikas Bishnoi, Advocate for petitioner.

Ms. Dimple Jain, AAG Haryana.

AVNEESH JHINGAN, J (ORAL)

This is a petition seeking regular bail in case of FIR No. 99 dated 28.2.2021, under Sections 398, 401 IPC, 1860 and Section 25 of Arms Act, 1959 but during investigation section 379 and 411 IPC, 1860 were also added, registered at Police Station City Tohana, District Fatehabad.

As per the case set up the police party acting upon a secret information, on 28.2.2021 apprehended three accused namely Shankar, Arun @ Annu and Bhavya. Recovery of .32 bore pistol with live cartridge were made from Shankar and Arun. An iron rod was recovered from Bhavya. Petitioner- Raghu @ Raghav @ Ajay @ Maniya was named in a disclosure statement made by Arun, stating that petitioner supplied the two country made pistols and live cartridge. The petitioner was nominated, thereafter arrested on 16.7.2021.

Learned counsel for the petitioner submits that it is a case of false implication due to involvement of petitioner in other FIR. No recovery was made from the petitioner. He submits that he is on bail in other three FIRs.

Learned State counsel opposes the prayer and submits that the petitioner was specifically named by the co-accused as supplier of weapon. He

Without commenting upon the merits of the case, considering that the petitioner's name surfaced in a disclosure statement, no recovery was made from him or at his instance, though investigation is complete conclusion of trial is likely to take time, his involvement in other cases in itself is not a ground to deprive his personal liberty, bail is granted to the petitioner on furnishing surety bonds to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate concerned.

The petition is allowed.

It is clarified that the observations made hereinabove shall not be construed as an expression of opinion on the merits of the case.

Since the main case has been decided, the pending application, if any is rendered infructuous.

4th August, 2022

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(AVNEESH JHINGAN)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>