

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-11477-2022

Date of decision : 23.3.2022

Saurabh Kadian

..... Petitioner (s)

Versus

State of Haryana

..... Respondent (s)

CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present: Mr. Rajat Mor, Advocate
for petitioner.

Mr. Saurabh Girdhar, AAG Haryana.

(Through Video Conferencing)

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HARINDER SINGH SIDHU, J.

This is a petition filed under Section 439 Cr.P.C. for grant of regular bail in case FIR No. 286, dated 27.8.2021 registered under Sections 379 B, 397, 120 B IPC and under Sections 25, 27 of Arms Act at Police Station Sector 6, Bahadurgarh, District Jhajjar.

FIR was lodged on the complaint of one Akash who stated that on 26.8.2021 he went to 80's House Restaurant situated at PDM Road, Bahadurgarh in the evening. He met Saurabh Kadian (petitioner) and Shiv Chillar there. Petitioner informed complainant that he had to go to his maternal uncle's residence in village Tandaheri to collect money. As petitioner did not have vehicle, he requested the complainant to take them in his car. Complainant offered them lift. He took petitioner and Shiv Chillar in his Mercedes car. When they reached near village Matan, petitioner and his co accused took out their pistols and aimed the same at the head of complainant. The petitioner sat on the driver seat and started driving the car but complainant somehow managed to jump out of car. It is alleged that petitioner and his co accused fired at complainant twice. However, he escaped unhurt.

Learned counsel for petitioner states that petitioner is 22 years old. The complainant, petitioner and his co accused were known to each other. FIR was lodged on some misunderstanding. The complainant had been examined. He has turned hostile. The petitioner is in custody since 12.9.2021. He has clean antecedents. There is no other criminal case registered against petitioner.

Considering the aforesaid facts and circumstances, no useful purpose would be served by keeping the petitioner behind bars. Hence, petition is allowed. Petitioner Saurabh Kadian is ordered to be released on bail on his furnishing bail/surety bonds to the satisfaction of learned Chief Judicial Magistrate/Duty Magistrate concerned.

(HARINDER SINGH SIDHU)
JUDGE

23.3.2022
sjks

Whether reasoned order : Yes / No

Whether reportable : Yes / No