

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-35373 of 2021
Date of Decision:- 28.04.2022

Amar @ Pinda

....Petitioner

Vs.

State of Haryana

....Respondent

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

Present:- Mr. Ashok Kumar Sharma (Bhana),
Advocate for the petitioner.

Mr. Naveen Sheoran, DAG, Haryana.

KARAMJIT SINGH, J.

Prayer is for grant for regular bail to the petitioner in case having FIR No.81 dated 01.06.2018 registered under Sections 307, 34 of IPC and under Sections 25/54 of Arms Act, 1959 at Police Station Alewa, District Jind, Haryana.

The counsel for the petitioner submitted that the petitioner in this case was arrested on 25.10.2018 and no injury has been attributed to him and in another criminal cases in which he is involved, he is on bail. The counsel further submitted that complainant/injured Rajesh failed to support the case of the prosecution while appearing in the witness box.

The present petition was opposed by the State counsel who submits that the trial is going on. However, at the same time, the total custody period of the petitioner has not been denied by the State counsel.

Admittedly the petitioner was arrested on 25.10.2018. The trial is going on and already 10 PWs have been examined out of total 33 PWs. Annexure P-3 is copy of the deposition of PW1 Rajesh, complainant/injured, wherein he failed to identify the assailants as at the time of occurrence they were having muffled faces. It will take time for culmination of the trial. The present petition cannot be disallowed just on the ground that the petitioner is involved in some other criminal cases also.

In view of the above, no purpose would be served by keeping the petitioner in custody for any further period. Thus, without commenting on the merits of the case, the present petition is allowed and the petitioner is hereby ordered to be released on regular bail subject to furnishing bail and surety bonds to the satisfaction of the CJM/Duty Magistrate concerned during the pendency of the trial.

28.04.2022
P. Chawla

(KARAMJIT SINGH)
JUDGE

Whether reasoned / speaking? Yes / No

Whether reportable? Yes / No