

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

CRM-M-34175-2022 (O&M)

Date of Decision: 9.8.2022

Amarjeet @ Pankaj

....Petitioner

VERSUS

State of Haryana

....Respondent

CORAM:- HON'BLE MR. JUSTICE KARAMJIT SINGH

Present: Mr. Navmohit Singh, Advocate
for the petitioner.

Mr. Naveen Kumar Sheoran, DAG, Haryana

KARAMJIT SINGH, J.

The present petition has been filed under Section 439 Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No.144 dated 3.5.2021 registered for the offences punishable under Sections 188, 285, 34 IPC and Sections 25, 54, 59 of Arms Act (Sections 307, 120-B IPC and Section 27 of Arms Act added later on) at Police Station Beri, District Jhajjar.

Counsel for the petitioner submits that FIR in this case was registered against three unknown persons who fired shots at the main gate of the house of the complainant but no one sustained injury due to the said firing. He further submits that the petitioner has been incarcerated since 27.8.2021 and after completion of investigation, police has presented the challan but it will take considerable time for trial to terminate. So, prayer is made that the petitioner be granted concession of regular bail.

Present petition is opposed by the State counsel who submits

that the petitioner is having criminal history and he along with two other

persons fired shots which hit the main gate of the house of the complainant. However, he has not refuted the fact that after completion of investigation, challan has been presented and that the petitioner is in custody in the present case for the last more than 11 months. Counsel for the petitioner clarified that the petitioner has been granted bail in all other criminal cases faced by him.

I have considered the submissions made by the counsel for the parties.

Admittedly, no one suffered injury at the time of the alleged occurrence. The police has presented the challan after completion of investigation. It will take time for conclusion of trial. Thus, no useful purpose is going to be served by keeping the petitioner in custody for any further period.

In view of the above, without commenting on the merits of the case, the present petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing bail bonds/surety bonds to the satisfaction of the trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

(KARAMJIT SINGH)
JUDGE

August 9, 2022

Paritosh Kumar

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No